KeyCite Yellow Flag - Negative Treatment
Declined to Extend by Pollack v. Duff, D.C.Cir., July 7, 2015

73 U.S. 35

Supreme Court of the United States

CRANDALL

v.

STATE OF NEVADA.

December Term, 1867

**1 ERROR to the Supreme Court of Nevada.

In 1865, the legislature of Nevada enacted that 'there shall be levied and collected a capitation tax of one dollar upon every person leaving the State by any railroad, stage coach, or other vehicle engaged or employed in the business of transporting passengers for hire,' and that the proprietors, owners, and corporations so engaged should pay the said tax of one dollar for each and every person so conveyed or transported from the State. For the purpose of collecting the tax, another section required from persons engaged in such business, or their agents, a report every month, under oath, of the number of passengers so transported, and the payment of the tax to the sheriff or other proper officer.

With the statute in existence, Crandall, who was the agent of a stage company engaged in carrying passengers through the State of Nevada, was arrested for refusing to report the number of passengers that had been carried by the coaches of his company, and for refusing to pay the tax of one dollar imposed on each passenger by the law of that State. He pleaded that the law of the State under which he was prosecuted was void, because it was in conflict with the Constitution of the United States; and his plea being overruled, the case came into the Supreme Court of the State. The court-considering that the tax laid was not an impost on 'exports,' *37 nor an interference with the power of Congress 'to regulate commerce among the several States'-decided against the right thus set up under the Federal Constitution.

Its judgment was now here for review.

West Headnotes (8)

[1] **Commerce** In General; Application of State or Federal Law

Whatever subjects of power to regulate interstate and foreign commerce are in their nature national or admit of one uniform system or plan of regulation require exclusive legislation by Congress.

10 Cases that cite this headnote

[2] **Commerce** Nature and Scope of Regulations in General

A United States citizen has right to free access to seaport of federal government, sub-treasuries, land offices revenue offices and courts in several states, and this right is independent of will of any state over whose soil he must pass in exercise thereof.

17 Cases that cite this headnote

[3] **Commerce** Nature and Scope of Regulations in General

A United States citizen has right to come to seat of federal government and assert any claim he may have upon such government or to transact any business he may have with it or to seek its protection or to share its offices or to engage in administering its functions.

15 Cases that cite this headnote

[4] **Commerce** Nature and Scope of Regulations in General

The federal government may call to its capitol any or all citizens to aid in its service as members of Congress, courts, or executive departments, and to fill all its other offices and such right cannot be made to depend on pleasure of state over whose territory they must pass to reach point where services must be rendered.

8 Cases that cite this headnote

 © 2024 Thomson Reuters. No claim to original U.S. Government Works.

[5] **Commerce** Motor Vehicles and Carriers

In 1865 the state of **Nevada** levied "a capitation tax of one dollar upon every person leaving the state by any railroad, stage-coach, or other vehicle engaged or employed in the business of transporting passengers for hire," to be paid by the proprietors or corporations so engaged. Held, that such a tax was unconstitutional, on the ground that it would interfere with the right of the general government, under the federal constitution, to the free passage of its officers, agents, and troops over every part of the national territory.

53 Cases that cite this headnote

[6] **Commerce** State Revenue Measures

In 1865 the state of **Nevada** levied "a capitation tax of one dollar upon every person leaving the state by any railroad, stagecoach, or other vehicle engaged or employed in the business of transporting passengers for hire," to be paid by the proprietors or corporations so engaged. Held, that the act was not repugnant to that clause of the United States constitution forbidding a state, without the consent of congress, to lay any imposts or duties on imports or exports.

20 Cases that cite this headnote

[7] **Commerce** Navigation, Shipping, and Related Matters

The authority to regulate commerce with foreign nations and among the states includes within its compass powers which can only be exercised by Congress as well as powers which from their nature can best be exercised by the state legislatures to which latter class the regulation of pilots belongs.

6 Cases that cite this headnote

[8] **Constitutional Law** Freedom of Travel and Movement

Taxation Constitutional and Statutory Provisions

In 1865 the state of **Nevada** levied "a capitation tax of one dollar upon every person leaving the state by any railroad, stagecoach or other vehicle engaged or employed in the business of transporting passengers for hire," to be paid by the proprietors or corporations so engaged. *Held,* that the act was repugnant to the constitutional right of every citizen to repair to the seat of government, to seaports, revenue, and other national offices, and to extraterritorial courts.

62 Cases that cite this headnote

Attorneys and Law Firms

*No counsel appeared for the plaintiff in error, **Crandall**, nor was any brief filed in his behalf.*

*Mr. P. Phillips, who filed a brief for Mr. T. J. D. Fuller, for the State of **Nevada**:*

Opinion

****2** The law in question is not in conflict with that clause of the Constitution of the United States, which provides that 'no State shall, without the consent of Congress, lay any imposts or duties on imports or exports,' &c. *Persons* carried out of a State are not 'exports' within the meaning of this clause. An export is a '*thing* exported,' not a *person*.[1]

1. A special tax on railroad and stage companies for every passenger carried out of the State by them is a tax on the passenger for the privilege of passing through the State by the ordinary modes of travel, and is not a simple tax on the business of the companies.

2. Such a tax imposed by a State is not in conflict with that provision of the Federal Constitution which forbids a State to lay a duty on exports.

3. The power granted to Congress to regulate commerce with foreign nations and among the States, includes subjects of legislation which are necessarily of a national character, and, therefore, exclusively within the control of Congress.

4. But it also includes matters of a character merely local in their operation, as the regulation of port pilots, the authorization of bridges over navigable streams and parhaps

 © 2024 Thomson Reuters. No claim to original U.S. Government Works.

others, and upon this class of subjects the State may legislate in the absence of any such legislation by Congress.

5. If the tax on passengers when carried out of the State be called a regulation of commerce, it belongs to the latter class; and there being no legislation of Congress on the same subject the statute will not be void as a regulation of commerce.

6. The United States has a right to require the service of its citizens at the seat of Federal government, in all executive, legislative, and judicial departments; and at all the points in the several States where the functions of government are to be performed. ***36**

7. By virtue of its power to make war and to suppress insurrection, the government has a right to transport troops through all parts of the Union by the usual and most expeditious modes of transportation.

8. The citizens of the United States have the correlative right to approach the great departments of the government, the ports of entry through which commerce is conducted, and the various Federal offices in the States.

9. The taxing power being in its nature unlimited over the subjects within its control, would enable the State governments to destroy the above-mentioned rights of the Federal government and of its citizens if the right of transit through the States by railroad and other ordinary modes of travel mere one of the legitimate objects of State taxation.

10. The existence of such a power in the States is, therefore, inconsistent with objects for which the Federal government was established and with rights conferred by the Constitution on that government and on the people. An exercise of such a power is accordingly void.

****3** Nor in conflict with the provision that 'Congress shall have power to regulate commerce among the several States,' &c. The grant of power here given to Congress has never yet been exercised by it. It has enacted no statute upon the subject of inter-state travel. And while thus dormant and not exercised by Congress, it does not deprive the several States of the power to regulate commerce among themselves, a power which confessedly belonged to them before the adoption of the Constitution of the United States. In all decided cases where analogous laws of the several States have been held unconstitutional, it has been because of their alleged conflict with laws *actually enacted* by Congress under the power given that body by the Constitution 'to regulate commerce with foreign nations and with Indian tribes.' In such case of course the State law must give way.[2]

In addition the law in question is not intended as a regulation of commerce among the States, but *as a tax* for the support of the State government. A law passed thus *diverso intuitu* does not become a regulation of commerce merely because in its operation it may bear indirectly upon commerce.[3]

The power of taxation, like the police power, is indispensable to the existence of a State government, and it has never been pretended that it is impaired by any clause of the Federal Constitution, except so far and in such respects as that instrument *expressly* prohibits it. To take away that power *by inference* would be to open the way for entire destruction of State government.[4]

Finally. The tax in question is not a poll-tax, nor can it be made so by being described by the law as a 'capitation tax.' It is not levied on, nor paid by the passenger himself; but it is paid by the common carrier, at the rate of so much for each passenger carried by him. It is strictly a tax on his business, graduated by the amount of such business, as are license taxes, which often are made to vary *pro rata* with the amount of business done by the person taking the license. Suppose that the State, after examining the affairs of this particular stage company, had found that it carried a thousand passengers per year, and without any reference to what they had observed, laid a tax of a thousand dollars a year on all stage companies engaged in business like that of **Crandall**. Would that tax be unconstitutional? The State makes roads. It keeps them in repair. It must in some way be paid in order to be able to do all this. And what difference does it make whether it be paid by a tax of one dollar on each passenger, or by the same sum collected at a toll-gate, or by a gross sum for a license?

****4** Nor does the tax become a poll-tax by falling untimately ***39** upon the passengers carried, any more than does the tax upon liquors become a poll-tax because ultimately paid by him who drinks the liquor. It remains a tax upon the business, whoever pays it at last.

Mr. Justice MILLER delivered the opinion of the court.

The question for the first time presented to the court by this record is one of importance. The proposition to be considered is the right of a State to levy a tax upon persons residing in the State who may wish to get out of it, and upon persons not residing in it who may have occasion to pass through it.

 © 2024 Thomson Reuters. No claim to original U.S. Government Works.

It is to be regretted that such a question should be submitted to our consideration, with neither brief nor argument on the part of plaintiff in error. But our regret is diminished by the reflection, that the principles which must govern its determination have been the subject of much consideration in cases heretofore decided by this court.

It is claimed by counsel for the State that the tax thus levied is not a tax upon the passenger, but upon the business of the carrier who transports him.

If the act were much more skilfully drawn to sustain this hypothesis than it is, we should be very reluctant to admit that any form of words, which had the effect to compel every person travelling through the country by the common and usual modes of public conveyance to pay a specific sum to the State, was not a tax upon the right thus exercised. The statute before us is not, however, embarrassed by any nice difficulties of this character. The language which we have just quoted is, that there shall be levied and collected a capitation tax upon every person leaving the State by any railroad or stage coach; and the remaining provisions of the act, which refer to this tax, only provide a mode of collecting it. The officers and agents of the railroad companies, and the proprietors of the stage coaches, are made responsible for this, and so become the collectors of the tax.

We shall have occasion to refer hereafter somewhat in detail, to the opinions of the judges of this court in *The Passenger* ***40** *Cases*,[5] in which there were wide differences on several points involved in the case before us. In the case from New York then under consideration, the statute provided that the health commissioner should be entitled to demand and receive from the master of every vessel that should arrive in the port of New York, from a foreign port, one dollar and fifty cents for every cabin passenger, and one dollar for each steerage passenger, and from each coasting vessel, twenty-five cents for every person on board. That statute does not use language so strong as the **Nevada** statute, indicative of a personal tax on the passenger, but merely taxes the master of the vessel according to the number of his passengers; but the court held it to be a tax upon the passenger, and that the master was the agent of the State for its collection. Chief Justice Taney, while he differed from the majority of the court, and held the law to be valid, said of the tax levied by the analogous statute of Massachusetts, that 'its payment is the condition upon which the State permits the alien passenger to come on shore and mingle with its citizens, and to reside among them. It is demanded of the captain, and not from every separate passenger, for convenience of collection. But the burden evidently falls upon the passenger, and he, in fact, pays it, either in the enhanced price of his passage or directly to the captain before he is allowed to embark for the voyage. The nature of the transaction, and the ordinary course of business, show that this must be so.'

****5** Having determined that the statute of **Nevada** imposes a tax upon the passenger for the privilege of leaving the State, or passing through it by the ordinary mode of passenger travel, we proceed to inquire if it is for that reason in conflict with the Constitution of the United States.

In the argument of the counsel for the defendant in error, and in the opinion of the Supreme Court of **Nevada**, which is found in the record, it is assumed that this question must be decided by an exclusive reference to two provisions of ***41** the Constitution, namely: that which forbids any State, without the consent of Congress, to lay any imposts or duties on imports or exports, and that which confers on Congress the power to regulate commerce with foreign nations and among the several States.

The question as thus narrowed is not free from difficulties. Can a citizen of the United States travelling from one part of the Union to another be called an export? It was insisted in *The Passenger Cases* to which we have already referred, that foreigners coming to this country were imports within the meaning of the Constitution, and the provision of that instrument that the migration or importation of such persons as any of the States then existing should think proper to admit, should not be prohibited prior to the year 1808, but that a tax might be imposed on such importation, was relied on as showing that the word import, applied to persons as well as to merchandise. It was answered that this latter clause had exclusive reference to slaves, who were property as well as persons, and therefore proved nothing. While some of the judges who concurred in holding those laws to be unconstitutional, gave as one of their reasons that they were taxes on imports, it is evident that this view did not receive the assent of a majority of the court. The application of this provision of the Constitution to the proposition which we have stated in regard to the citizen, is still less satisfactory than it would be to the case of foreigners migrating to the United States.

But it is unnecessary to consider this point further in the view which we have taken of the case.

As regards the commerce clause of the Constitution, two propositions are advanced on behalf of the defendant in error.

 © 2024 Thomson Reuters. No claim to original U.S. Government Works.

1. That the tax imposed by the State on passengers is not a regulation of commerce. 2. That if it can be so considered, it is one of those powers which the States can exercise, until Congress has so legislated, as to indicate its intention to exclude State legislation on the same subject.

The proposition that the power to regulate commerce, as granted to Congress by the Constitution, necessarily excludes ***42** the exercise by the States of any of the power thus granted, is one which has been much considered in this court, and the earlier discussions left the question in much doubt. As late as the January Term, 1849, the opinions of the judges in *The Passenger Cases* show that the question was considered to be one of much importance in those cases, and was even then unsettled, though previous decisions of the court were relied on by the judges themselves as deciding it in different ways. It was certainly, so far as those cases affected it, left an open question.

****6** In the case of *Cooley* v. *Board of Wardens*,[6] four years later, the same question came directly before the court in reference to the local laws of the port of Philadelphia concerning pilots. It was claimed that they constituted a regulation of commerce, and were therefore void. The court held that they did come within the meaning of the term 'to regulate commerce,' but that until Congress made regulations concerning pilots the States were competent to do so.

Perhaps no more satisfactory solution has ever been given of this vexed question than the one furnished by the court in that case. After showing that there are some powers granted to Congress which are exclusive of similar powers in the States because they are declared to be so, and that other powers are necessarily so from their very nature, the court proceeds to say, that the authority to regulate commerce with foreign nations and among the States, includes within its compass powers which can only be exercised by Congress, as well as powers which, from their nature, can best be exercised by the State legislatures; to which latter class the regulation of pilots belongs. 'Whatever subjects of this power are in their nature national, or admit of one uniform system or plan of regulation, may justly be said to be of such a nature as to require exclusive legislation by Congress.' In the case of *Gilman* v. *Philadelphia*,[7] this doctrine is reaffirmed, and under it a bridge across a stream navigable from the ocean, authorized by State law, was held to be ***43** well authorized in the absence of any legislation by Congress affecting the matter.

It may be that under the power to regulate commerce among the States, Congress has authority to pass laws, the operation of which would be inconsistent with the tax imposed by the State of **Nevada**, but we know of no such statute now in existence. Inasmuch, therefore, as the tax does not itself institute any regulation of commerce of a national character, or which has a uniform operation over the whole country, it is not easy to maintain, in view of the principles on which those cases were decided, that it violates the clause of the Federal Constitution which we have had under review.

But we do not concede that the question before us is to be determined by the two clauses of the Constitution which we have been examining.

The people of these United States constitute one nation. They have a government in which all of them are deeply interested. This government has necessarily a capital established by law, where its principal operations are conducted. Here sits its legislature, composed of senators and representatives, from the States and from the people of the States. Here resides the President, directing through thousands of agents, the execution of the laws over all this vast country. Here is the seat of the supreme judicial power of the nation, to which all its citizens have a right to resort to claim justice at its hands. Here are the great executive departments, administering the offices of the mails, of the public lands, of the collection and distribution of the public revenues, and of our foreign relations. These are all established and conducted under the admitted powers of the Federal government. That government has a right to call to this point any or all of its citizens to aid in its service, as members of the Congress, of the courts, of the executive departments, and to fill all its other offices; and this right cannot be made to depend upon the pleasure of a State over whose territory they must pass to reach the point where these services must be rendered. The government, also, has its offices of secondary ***44** importance in all other parts of the country. On the sea-coasts and on the rivers it has its ports of entry. In the interior it has its land offices, its revenue offices, and its subtreasuries. In all these it demands the services of its citizens, and is entitled to bring them to those points from all quarters of the nation, and no power can exist in a State to obstruct this right that would not enable it to defeat the purposes for which the government was established.

****7** The Federal power has a right to declare and prosecute wars, and, as a necessary incident, to raise and transport troops through and over the territory of any State of the Union.

 © 2024 Thomson Reuters. No claim to original U.S. Government Works.

If this right is dependent in any sense, however limited, upon the pleasure of a State, the government itself may be overthrown by an obstruction to its exercise. Much the largest part of the transportation of troops during the late rebellion was by railroads, and largely through States whose people were hostile to the Union. If the tax levied by **Nevada** on railroad passengers had been the law of Tennessee, enlarged to meet the wishes of her people, the treasury of the United States could not have paid the tax necessary to enable its armies to pass through her territory.

But if the government has these rights on her own account, the citizen also has correlative rights. He has the right to come to the seat of government to assert any claim he may have upon that government, or to transact any business he may have with it. To seek its protection, to share its offices, to engage in administering its functions. He has a right to free access to its sea-ports, through which all the operations of foreign trade and commerce are conducted, to the sub-treasuries, the land offices, the revenue offices, and the courts of justice in the several States, and this right is in its nature independent of the will of any State over whose soil he must pass in the exercise of it.

The views here advanced are neither novel nor unsupported by authority. The question of the taxing power of the States, as its exercise has affected the functions of the Federal government, has been repeatedly considered by this ***45** court, and the right of the States in this mode to impede or embarrass the constitutional operations of that government, or the rights which its citizens hold under it, has been uniformly denied.

The leading case of this class is that of *McCulloch* v. *Maryland*.[8] The case is one every way important, and is familiar to the statesman and the constitutional lawyer. The Congress, for the purpose of aiding the fiscal operations of the government, had chartered the Bank of the United States, with authority to establish branches in the different States, and to issue notes for circulation. The legislature of Maryland had levied a tax upon these circulating notes, which the bank refused to pay, on the ground that the statute was void by reason of its antagonism to the Federal Constitution. No particular provision of the Constitution was pointed to as prohibiting the taxation by the State. Indeed, the authority of Congress to create the bank, which was strenuously denied, and the discussion of which constituted an important element in the opinion of the court, was not based by that opinion on any express grant of power, but was claimed to be necessary and proper to enable the government to carry out its authority to raise a revenue, and to transfer and disburse the same. It was argued also that the tax on the circulation operated very remotely, if at all, on the only functions of the bank in which the government was interested. But the court, by a unanimous judgment, held the law of Maryland to be unconstitutional.

****8** It is not possible to condense the conclusive argument of Chief Justice Marshall in that case, and it is too familiar to justify its reproduction here; but an extract or two, in which the results of his reasoning are stated, will serve to show its applicability to the case before us. 'That the power of taxing the bank by the States,' he says, 'may be exercised so as to destroy it, is too obvious to be denied. But taxation is said to be an absolute power which acknowledges no other limits than those prescribed by the Constitution, and, like ***46** sovereign power of any description, is trusted to the discretion of those who use it. But the very terms of this argument admit that the sovereignty of the State in the article of taxation is subordinate to, and may be controlled by, the Constitution of the United States.' Again he says, 'We find then, on just theory, a total failure of the original right to tax the means employed by the government of the Union for the execution of its powers. The right never existed, and the question of its surrender cannot arise.' . . .. 'That the power to tax involves the power to destroy; that the power to destroy may defeat and render useless the power to create; that there is a plain repugnance in conferring on one government a power to control the constitutional measures of another, which other, with respect to those very means, is declared to be supreme over that which exerts the control, are propositions not to be denied. If the States may tax one instrument employed by the government in the execution of its powers, they may tax any and every other instrument. They may tax the mail; they may tax the mint; they may tax patent rights; they may tax the papers of the custom-house; they may tax judicial process; they may tax all the means employed by the government to an excess which would defeat all the ends of government. This was not intended by the American people. They did not design to make their government dependent on the States.'

It will be observed that it was not the extent of the tax in that case which was complained of, but the right to levy any tax of that character. So in the case before us it may be said that a tax of one dollar for passing through the State of **Nevada**, by stage coach or by railroad, cannot sensibly affect any function of the government, or deprive a citizen of any valuable right. But if the State can tax a railroad passenger one dollar, it can tax him one thousand dollars. If one State can do this, so can every other State. And thus one or more States covering the

 © 2024 Thomson Reuters. No claim to original U.S. Government Works.

only practicable routes of travel from the east to the west, or from the north to the south, may totally prevent or seriously burden all transportation of passengers from one part of the country to the other.

***47** A case of another character in which the taxing power as exercised by a State was held void because repugnant to the Federal Constitution, is that of *Brown* v. *The State of Maryland*.[9]

****9** The State of Maryland required all importers of foreign merchandise, who sold the same by wholesale, by bale or by package, to take out a license, and this act was claimed to be unconstitutional. The court held it to be so on three different grounds: first, that it was a duty on imports; second, that it was a regulation of commerce; and third, that the importer who had paid the duties imposed by the United States, had acquired a right to sell his goods in the same original packages in which they were imported. To say nothing of the first and second grounds, we have in the third a tax of a State declared to be void, because it interfered with the exercise of a right derived by the importer from the laws of the United States. If the right of passing through a State by a citizen of the United States is one guaranteed to him by the Constitution, it must be as sacred from State taxation as the right derived by the importer from the payment of duties to sell the goods on which the duties were paid.

In the case of *Weston* v. *The City of Charleston*[10] we have a case of State taxation of still another class, held to be void as an interference with the rights of the Federal government. The tax in that instance was imposed on bonds or stocks of the United States, in common with all other securities of the same character. It was held by the court that the free and successful operation of the government required it at times to borrow money; that to borrow money it was necessary to issue this class of national securities, and that if the States could tax these securities they might so tax them, as to seriously impair or totally destroy the power of the government to borrow. This case, itself based on the doctrines advanced by the court in *McCulloch* v. *The State of Maryland*, has been followed in all the recent cases involving State ***48** taxation of government bonds, from that of *The People of New York* v. *Tax Commissioners*,[11] to the decisions of the court at this term.

In all these cases the opponents of the taxes levied by the States were able to place their opposition on no express provision of the Constitution, except in that of *Brown* v. *Maryland*. But in all the other cases, and in that case also, the court distinctly placed the invalidity of the State taxes on the ground that they interfered with an authority of the Federal government, which was itself only to be sustained as necessary and proper to the exercise of some other power expressly granted.

In *The Passenger Cases*, to which reference has already been made, Justice Grier, with whom Justice Catron concurred, makes this one of the four propositions on which they held the tax void in those cases. Judge Wayne expresses his assent to Judge Grier's views; and perhaps this ground received the concurrence of more of the members of the court who constituted the majority than any other. But the principles here laid down may be found more clearly stated in the dissenting opinion of the Chief Justice in those cases, and with more direct pertinency to the case now before us than anywhere else. After expressing his views fully in favor of the validity of the tax, which he said had exclusive reference to foreigners, so far as those cases were concerned, he proceeds to say, for the purpose of preventing misapprehension, that so far as the tax affected American citizens it could not in his opinion be maintained. He then adds: 'Living as we do under a common government, charged with the great concerns of the whole Union, every citizen of the United States from the most remote States or territories, is entitled to free access, not only to the principal departments established at Washington, but also to its judicial tribunals and public offices in every State in the Union. . . . For all the great purposes for which the Federal government was formed we are one people, with one common country. ***49** We are all citizens of the United States, and as members of the same community must have the right to pass and repass through every part of it without interruption, as freely as in our own States. And a tax imposed by a State, for entering its territories or harbors, is inconsistent with the rights which belong to citizens of other States as members of the Union, and with the objects which that Union was intended to attain. Such a power in the States could produce nothing but discord and mutual irritation, and they very clearly do not possess it.'

****10** Although these remarks are found in a dissenting opinion, they do not relate to the matter on which the dissent was founded. They accord with the inferences which we have already drawn from the Constitution itself, and from the decisions of this court in exposition of that instrument.

Those principles, as we have already stated them in this opinion, must govern the present case.

Mr. Justice CLIFFORD.

 © 2024 Thomson Reuters. No claim to original U.S. Government Works.

**10 I agree that the State law in question is unconstitutional and void, but I am not able to concur in the principal reasons assigned in the opinion of the court in support of that conclusion. On the contrary, I hold that the act of the State legislature is inconsistent with the power conferred upon Congress to regulate commerce among the several States, and I think the judgment of the court should have been placed exclusively upon that ground. Strong doubts are entertained by me whether Congress possesses the power to levy any such tax, but whether so or not, I am clear that the State legislature cannot impose any such burden upon commerce among the several States. Such commerce is secured against such legislation in the States by the Constitution, irrespective of any Congressional action.

The CHIEF JUSTICE also dissents, and concurs in the views I have expressed.

JUDGMENT REVERSED, and the case remanded to the Supreme Court of the State of **Nevada**, with directions to discharge the plaintiff in error from custody.

All Citations

73 U.S. 35, 1867 WL 11151, 18 L.Ed. 745, 6 Wall. 35

Footnotes

1 Brown *v.* State of Maryland, 12 Wheaton, 438; City of New York *v.* Miln, 11 Peters, 136; License Cases, 5 Howard, 594.

2 Gibbons *v.* Ogden, 9 Wheaton, 200; Houston *v.* Moore, 5 Id. 21; Willson *v.* Blackbird Creek Marsh Company, 2 Peters, 252; Brown *v.* State of Maryland, 12 Wheaton, 448; License Cases, 5 Howard, 504, 574, 578, 579, 580-**6**; Ib. 607, 618, 619, 624-5. ***38**

3 Gibbons *v.* Ogden, 9 Wheaton, 201-4; City of New York *v.* Miln, 11 Peters, 102.

4 Cases generally cited *ante;* McCulloch *v.* State of Maryland, 4 Wheaton, 316, 427-36.

5 7 Howard, 283.

6 12 Howard, 299.

7 3 Wallace, 713.

8 4 Wheaton, 316.

9 12 Wheaton, 419.

10 2 Peters, 449.

11 2 Black, 620.

End of Document

© 2024 Thomson Reuters. No claim to original U.S. Government Works.

Negative Treatment

Negative Citing References (15)

The KeyCited document has been negatively referenced by the following events or decisions in other litigation or proceedings:

Treatment	Title	Date	Type	Depth	Headnote(s)
Declined to Extend by	1. Pollack v. Duff MOST NEGATIVE 793 F.3d 34 , D.C.Cir. CIVIL RIGHTS - Privileges and Immunities. Agency's hiring policy limiting applicant pool to residents of particular area did not violate applicant's constitutional right to travel.	July 07, 2015	Case		—
Declined to Extend by	2. Interest of M.T. 2020 WL 4808708 , Tex.App.-San Antonio This is an appeal from a divorce proceeding between T.T. (“Father”) and F.T. (“Mother”). In its final divorce decree, the trial court granted Mother the exclusive right to...	Aug. 19, 2020	Case		—
Distinguished by	3. U.S. v. Wheeler 41 S.Ct. 133 , U.S.Ariz. In Error to the District Court of the United States for the District of Arizona. Harry C. Wheeler and others were indicted for conspiring to deprive citizens of their right and...	Dec. 13, 1920	Case		—
Distinguished by	4. Evansville-Vanderburgh Airport Authority Dist. v. Delta Airlines, Inc. 92 S.Ct. 1349 , U.S.Ind. Actions by airlines challenging constitutionality of charges of one dollar levied by a state and by a municipality on persons enplaning a scheduled commercial airliner to help...	Apr. 19, 1972	Case		—
Distinguished by	5. City of Omro v. Graf 411 N.W.2d 429 , Wis.App. Circuit Court, Winnebago County Affirmed	June 10, 1987	Case		—
Distinguished by	6. State v. Kamin 417 N.W.2d 197 , Wis.App. Circuit Court, Kenosha County Affirmed	Oct. 07, 1987	Case		—
Distinguished by	7. State v. Ruesch 571 N.W.2d 898 , Wis.App. CRIMINAL JUSTICE - Stalking. Subsection of stalking statute exempting constitutionally protected conduct does not provide additional element of crime.	Oct. 30, 1997	Case		—
Distinguished by	8. Niedle v. W.C.A.B. 104 Cal.Rptr.2d 534 , Cal.App. 2 Dist. LABOR AND EMPLOYMENT - Workers' Compensation. Statute governing out-of-state vocational rehabilitation plans did not impede claimant's right to travel.	Feb. 27, 2001	Case		—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
Distinguished by	9. Airport Parking Services, Inc. v. City of San Bruno 2003 WL 21205926 , Cal.App. 1 Dist. TAXATION - Business. Business license tax on airport parking facility did not burden right to travel.	May 23, 2003	Case		—
Distinguished by	10. Thorpe v. State 107 P.3d 1064 , Colo.App. TAXATION - Sales and Use. Sales tax refund statutes did not violate Privileges and Immunities Clause.	Oct. 21, 2004	Case		—
Distinguished by	11. Rice v. City of Boise City 2013 WL 6385657 , D.Idaho The Clerk of Court conditionally filed Plaintiff Lee Arthur Rice II's Complaint as a result of his in forma pauperis request. Pursuant to 28 U.S.C. § 1915, this Court must review...	Dec. 06, 2013	Case		—
Distinguished by	12. Owner Operator Independent Drivers Association, Inc. v. Pennsylvania Turnpike Commission 383 F.Supp.3d 353 , M.D.Pa. GOVERNMENT — Highways and Roads. Statutory scheme that authorized and directed Pennsylvania commission to collect user fees through toll roads did not violate dormant Commerce...	Apr. 04, 2019	Case		—
Distinguished by	13. Fowler v. Benson 924 F.3d 247 , 6th Cir.(Mich.) TRANSPORTATION — Motor Vehicles. Indigent drivers likely lacked property interest in driver's licenses.	May 08, 2019	Case		—
Distinguished by	14. El Bai v. Supreme Court of New York , County of Kings 2019 WL 7293372 , E.D.N.Y. On November 19, 2019, plaintiff filed the instant pro se action, seeking five million dollars' worth of "compensation" for an alleged - yet ambiguous and unspecified - violation of...	Dec. 30, 2019	Case		—
Distinguished by	15. El Bai v. Lakeville Loan Servicing LLC 2019 WL 7293373 , E.D.N.Y. On November 19, 2019, plaintiff filed the instant pro se action, seeking six million dollars' worth of "compensation" for an alleged - yet ambiguous and unspecified - violation of...	Dec. 30, 2019	Case		—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

History (2)

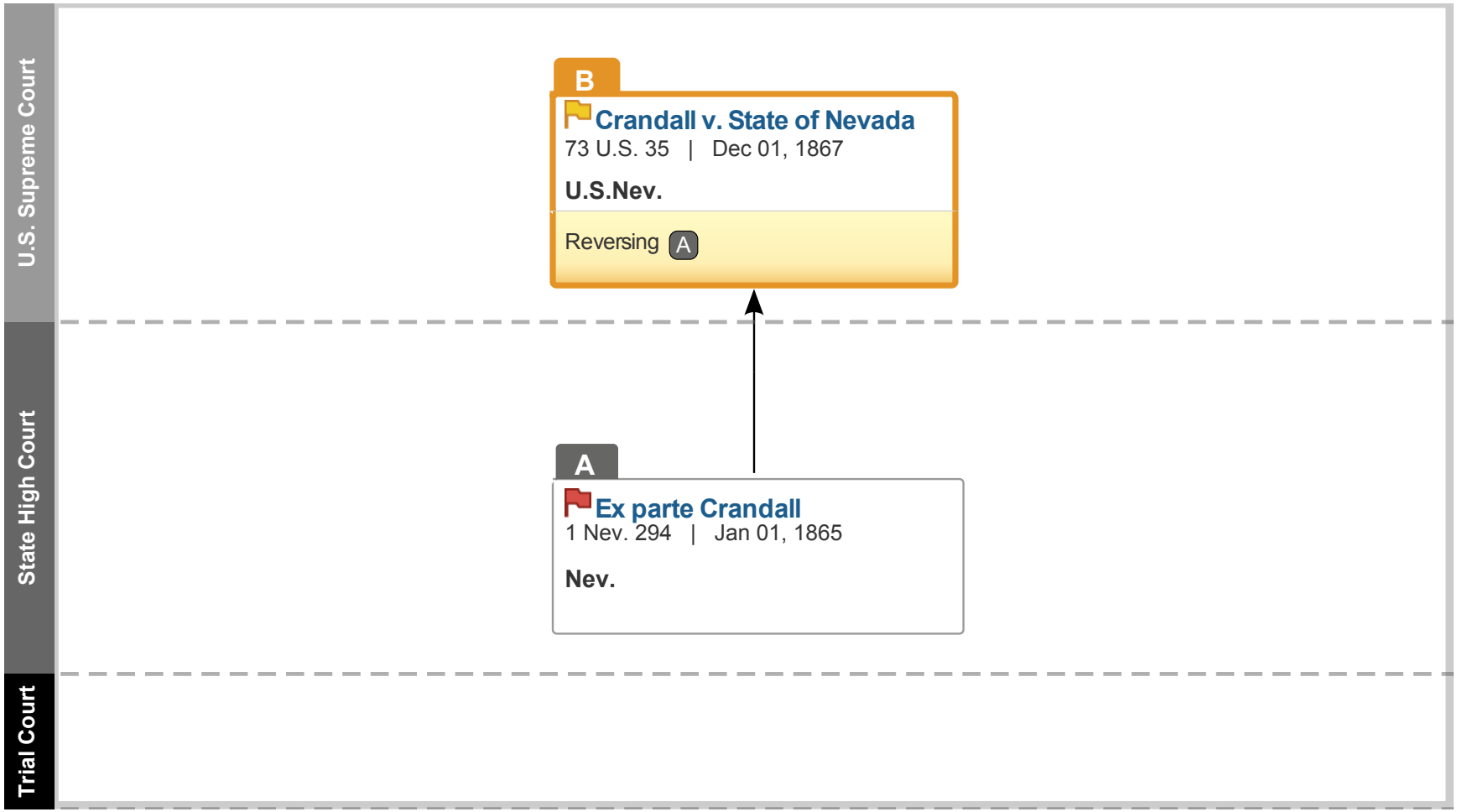
Direct History (2)

1. Ex parte Crandall
1 Nev. 294 , Nev. , 1865

Reversed by

2. Crandall v. State of Nevada
73 U.S. 35 , U.S.Nev. , Dec. 01, 1867

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.



WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Citing References (500)

Treatment	Title	Date	Type	Depth	Headnote(s)
Distinguished by NEGATIVE	1. **Airport Parking Services, Inc. v. City of San Bruno** 2003 WL 21205926, *3+ , Cal.App. 1 Dist. TAXATION - Business. Business license tax on airport parking facility did not burden right to travel.	May 23, 2003	Case		—
Distinguished by NEGATIVE	2. **Evansville-Vanderburgh Airport Authority Dist. v. Delta Airlines, Inc.** 92 S.Ct. 1349, 1351+ , U.S.Ind. Actions by airlines challenging constitutionality of charges of one dollar levied by a state and by a municipality on persons enplaning a scheduled commercial airliner to help...	Apr. 19, 1972	Case		—
Examined by	3. **Edwards v. People of State of California** 62 S.Ct. 164, 169+ , U.S.Cal. Appeal from the Superior Court of the State of California in and for the County of Yuba. Fred F. Edwards was convicted of violating St.Cal.1937, p. 1406, s 2615, making it a...	Nov. 24, 1941	Case		—
Examined by	4. **Kirtland v. Hotchkiss** 1879 WL 16552, *2+ , U.S.Conn. ERROR to the Supreme Court of Errors, Litchfield County, State of Connecticut. Charles W. Kirtland, a citizen of Connecticut, instituted this action for the purpose of restraining...	Oct Term 1879	Case		—
Examined by	5. **Baltimore & O.R. Co. v. Maryland** 1874 WL 17354, *1+ , U.S.Md. ERROR to the Court of Appeals of Maryland; the case being thus: A statute of Maryland granted to the Baltimore and Ohio Railroad Company the right to make a branch or lateral road...	Oct Term 1874	Case		—
Examined by	6. **In re State Freight Tax** 1872 WL 15389, *6+ , U.S.Pa. ERROR to the Supreme Court of Pennsylvania; the case being thus: On the 25th of August, 1864, the Legislature of Pennsylvania passed an act entitled 'An act to provide additional...	Dec. 01, 1872	Case		—
Examined by	7. **Bey v. Supreme Court of State of New York , County of Queens** 2020 WL 59793, *1+ , E.D.N.Y. On November 19, 2019, Plaintiffs filed the instant pro se action pursuant to 42 U.S.C. § 1983. (See generally Complaint, Dkt. 1.) By letter dated November 27, 2019, the Court...	Jan. 06, 2020	Case		—
Examined by	8. **State v. Baltimore & O.R. Co.** 34 Md. 344, 347+ , Md. The questions presented by this appeal are of very great interest and importance; more on account of the character of the parties, and the large amount of money involved, than by...	May 30, 1871	Case		—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
Declined to Extend by NEGATIVE	**9. Interest of M.T.** 2020 WL 4808708, *2+ , Tex.App.-San Antonio This is an appeal from a divorce proceeding between T.T. (“Father”) and F.T. (“Mother”). In its final divorce decree, the trial court granted Mother the exclusive right to...	Aug. 19, 2020	Case		—
Declined to Extend by NEGATIVE	**10. Pollack v. Duff** 793 F.3d 34, 47+ , D.C.Cir. CIVIL RIGHTS - Privileges and Immunities. Agency's hiring policy limiting applicant pool to residents of particular area did not violate applicant's constitutional right to travel.	July 07, 2015	Case		—
Distinguished by NEGATIVE	**11. El Bai v. Supreme Court of New York , County of Kings** 2019 WL 7293372, *1+ , E.D.N.Y. On November 19, 2019, plaintiff filed the instant pro se action, seeking five million dollars’ worth of “compensation” for an alleged - yet ambiguous and unspecified - violation of...	Dec. 30, 2019	Case		—
Distinguished by NEGATIVE	**12. El Bai v. Lakeville Loan Servicing LLC** 2019 WL 7293373, *1+ , E.D.N.Y. On November 19, 2019, plaintiff filed the instant pro se action, seeking six million dollars’ worth of “compensation” for an alleged - yet ambiguous and unspecified - violation of...	Dec. 30, 2019	Case		—
Distinguished by NEGATIVE	**13. Owner Operator Independent Drivers Association, Inc. v. Pennsylvania Turnpike Commission** 383 F.Supp.3d 353, 386+ , M.D.Pa. GOVERNMENT — Highways and Roads. Statutory scheme that authorized and directed Pennsylvania commission to collect user fees through toll roads did not violate dormant Commerce...	Apr. 04, 2019	Case		—
Discussed by	**14. U.S. Term Limits, Inc. v. Thornton** 115 S.Ct. 1842, 1854+ , U.S.Ark. Term Limits. States may not impose qualifications for United States Congress in addition to those set forth in the Constitution.	May 22, 1995	Case		—
Discussed by	**15. Memorial Hospital v. Maricopa County** 94 S.Ct. 1076, 1093+ , U.S.Ariz. Appeal from a decision of the Arizona Supreme Court, 108 Ariz. 373, 498 P.2d 461, vacating a judgment of trial court compelling county board of supervisors to accept an indigent...	Feb. 26, 1974	Case		—
Discussed by	**16. Shapiro v. Thompson** 89 S.Ct. 1322, 1329+ , U.S.Conn. Appeals from decisions of three-judge District Courts for District of Connecticut, District of Columbia, and Eastern District of Pennsylvania, 270 F.Supp. 331,277 F.Supp. 65,279...	Apr. 21, 1969	Case		—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
Discussed by	**17.** U.S. v. Guest 86 S.Ct. 1170, 1178+ , U.S.Ga. Prosecution for alleged conspiracy against rights of citizens. The United States District Court for the Middle District of Georgia, Athens Division, sustained defendants' motions...	Mar. 28, 1966	Case		—
Discussed by	**18.** Colgate v. Harvey 56 S.Ct. 252, 257+ , U.S.Vt. Mr. Justice STONE, Mr. Justice BRANDEIS, and Mr. Justice CARDOZO, dissenting in part. Appeal from the Supreme Court of the State of Vermont. Proceeding by James C. Colgate against...	Dec. 16, 1935	Case		—
Discussed by	**19.** Selevan v. New York Thruway Authority 584 F.3d 82, 101+ , 2nd Cir.(N.Y.) GOVERNMENT - Highways and Roads. Nonresident motorists challenging toll policy stated § 1983 claim under the dormant Commerce Clause	Oct. 15, 2009	Case		—
Discussed by	**20.** State of Indiana ex rel. Wolf, Auditor v. Pullman Palace-Car Co. 16 F. 193, 194+ , C.C.D.Ind. At Law.	Mar. 08, 1883	Case		—
Discussed by	**21.** Yellowhammer Fund v. Attorney General of Alabama Steve Marshall 2024 WL 1999546, *7+ , M.D.Ala. CIVIL RIGHTS — Parties. Plaintiffs had prudential third-party standing to bring claim against Attorney General for violation of right to travel on behalf of their clients.	May 06, 2024	Case		—
Discussed by	**22.** Zellner v. Lingo 218 F.Supp. 513, 515+ , M.D.Ala. Action under civil rights statutes wherein plaintiffs, who participated in freedom walk, sought injunctive relief against state prosecutions. On motions to dismiss, the District...	June 19, 1963	Case		—
Discussed by	**23.** Pollack v. Duff 958 F.Supp.2d 280, 287+ , D.D.C. LABOR AND EMPLOYMENT - Discrimination. Local residency requirement in government job announcement did not violate nonresident applicant's equal protection rights.	Aug. 06, 2013	Case		—
Discussed by	**24.** DeBose v. Chase Bank 2021 WL 3129307, *1+ , M.D.Fla. THIS MATTER is before the Court on Plaintiff's Amended Motion to Proceed in Forma Pauperis ("Motion") (Dkt. 10). Upon consideration and for the reasons stated below, the Motion is...	June 16, 2021	Case		—
Discussed by	**25.** Eric v. Kansas 2019 WL 5787950, *1+ , D.Kan. The case comes before the court on the plaintiff Mark Eric's response (ECF# 8) to the Magistrate Judge's Notice and Order to Show Cause (ECF# 7). On September 12, 2019, the court...	Nov. 06, 2019	Case		—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
Discussed by	**26.** **Neighbors v. Smith** 2017 WL 1951000, *2+ , D.Kan. On April 11, 2017, Judge Sebelius denied plaintiff's Motion for Leave to Proceed In Forma Pauperis. Doc. 4. As Judge Sebelius explained, his Report and Recommendation provided...	May 11, 2017	Case		—
Discussed by	**27.** **Marrakush Soc. v. New Jersey State Police** 2009 WL 2366132, *8+ , D.N.J. This Opinion addresses concerns raised by commencement of the above-captioned civil and habeas matters. While the immediate legal issues presented by the above-captioned cluster of...	July 30, 2009	Case		—
Discussed by	**28.** **El Bai v. Supreme Court of New York, County of Kings** 2020 WL 127006, *1+ , E.D.N.Y. On November 19, 2019, plaintiff Elga Henry El Bai, “a member of the Yamasee Nation of Native Americans” and a “Sovereign Moor,” filed the instant pro se action. (Doc. No. 1.) By...	Jan. 03, 2020	Case		—
Discussed by	**29.** **Memphis & L. R. R. Co. v. Nolan** 14 F. 532, 535+ , C.C.W.D.Tenn. In Equity.	Sep. 09, 1882	Case		—
Discussed by	**30.** **Joseph v. Randolph** 71 Ala. 499, 503+ , Ala. Action for Money had and received for Plaintiff's Use. APPEAL from the City Court of Montgomery. Tried before Hon. THOMAS M. ARRINGTON.	Dec Term 1882	Case		—
Discussed by	**31.** **Clarke v. Philadelphia, W. & B.R. Co.** 4 Houst. 158, 158+ , Del.Err. & App. An Act of the Legislature imposing on every person, corporation, or association or company of persons not a corporation, engaged, or engaging in the business of carrying passengers...	Jun Term 1870	Case		—
Discussed by	**32.** **Northwest Airlines Inc. v. Joint City-County Airport Bd.** 463 P.2d 470, 472+ , Mont. Action seeking permanent injunction restraining imposition of tax authorized by statute and declaratory judgment that statute was unconstitutional. The First District Court, Lewis...	Jan. 05, 1970	Case		—
Discussed by	**33.** **Commonwealth v. Gloucester Ferry Co.** 10 W.N.C. 509, 509+ , Pa. 1. The capital stock of a foreign corporation doing business within this Commonwealth is, by virtue of the Acts of May 1st 1868 (Pamph. L. 108) and June 7th 1879 (Pamph. L. 112),...	1881	Case		—
Referred to by	**34.** **Kruger v Commonwealth** 1997 WL 1881047, *1+ , HCA The plaintiffs are Aboriginal Australians. All but one of them were children of tender years living in the Northern Territory when they were allegedly "removed into and detained...	July 31, 1997	Case	—	—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
Referred to by	**35.** Theophanous v Herald & Weekly Times Ltd 1994 WL 1658350, *1+ , HCA This is a case stated by the Chief Justice pursuant to s 18 of the Judiciary Act 1903 (Cth). The plaintiff, Dr Andrew Theophanous, is and has been since 1980 a member of the House...	Oct. 12, 1994	Case	—	—
Referred to by	**36.** Nationwide News Pty Ltd v Wills 1992 WL 1289263, *1+ , HCA The facts of this matter and the relevant statutory provisions have been related in the reasons for judgment prepared by Deane and Toohey JJ. The issue for decision is whether s...	Sep. 30, 1992	Case	—	—
—	**37.** Rex v Smithers. Ex parte Benson 1912 WL 17840, *1+ , HCA The Court subsequently directed the case to be re-argued before a Full Bench.	Dec. 20, 1912	Case	—	—
Distinguished by NEGATIVE	**38.** Fowler v. Benson 924 F.3d 247, 261+ , 6th Cir.(Mich.) TRANSPORTATION — Motor Vehicles. Indigent drivers likely lacked property interest in driver's licenses.	May 08, 2019	Case		—
Distinguished by NEGATIVE	**39.** Rice v. City of Boise City 2013 WL 6385657, *1+ , D.Idaho The Clerk of Court conditionally filed Plaintiff Lee Arthur Rice II's Complaint as a result of his in forma pauperis request. Pursuant to 28 U.S.C. § 1915, this Court must review...	Dec. 06, 2013	Case		—
Distinguished by NEGATIVE	**40.** Thorpe v. State 107 P.3d 1064, 1070 , Colo.App. TAXATION - Sales and Use. Sales tax refund statutes did not violate Privileges and Immunities Clause.	Oct. 21, 2004	Case		—
Distinguished by NEGATIVE	**41.** Niedle v. W.C.A.B. 104 Cal.Rptr.2d 534, 539+ , Cal.App. 2 Dist. LABOR AND EMPLOYMENT - Workers' Compensation. Statute governing out-of-state vocational rehabilitation plans did not impede claimant's right to travel.	Feb. 27, 2001	Case		—
Distinguished by NEGATIVE	**42.** State v. Ruesch 571 N.W.2d 898, 901+ , Wis.App. CRIMINAL JUSTICE - Stalking. Subsection of stalking statute exempting constitutionally protected conduct does not provide additional element of crime.	Oct. 30, 1997	Case		—
Distinguished by NEGATIVE	**43.** State v. Kamin 417 N.W.2d 197, 197+ , Wis.App. Circuit Court, Kenosha County Affirmed	Oct. 07, 1987	Case		—
Distinguished by NEGATIVE	**44.** City of Omro v. Graf 411 N.W.2d 429, 429 , Wis.App. Circuit Court, Winnebago County Affirmed	June 10, 1987	Case		—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
Distinguished by NEGATIVE	**45.** U.S. v. Wheeler 41 S.Ct. 133, 136+ , U.S.Ariz. In Error to the District Court of the United States for the District of Arizona. Harry C. Wheeler and others were indicted for conspiring to deprive citizens of their right and...	Dec. 13, 1920	Case		—
Cited by	**46.** Saenz v. Roe 119 S.Ct. 1518, 1531+ , U.S.Cal. CIVIL RIGHTS - Privileges and Immunities. State statute imposing durational residency requirement on TANF benefit recipients was unconstitutional.	May 17, 1999	Case		—
Cited by	**47.** Jones v. Helms 101 S.Ct. 2434, 2441+ , U.S.Ga. Georgia prisoner, convicted of felony child abandonment, filed a petition for a writ of habeas corpus. The United States District Court for the Middle District of Georgia, J....	June 15, 1981	Case		—
Cited by	**48.** Nevada v. Hall 99 S.Ct. 1182, 1198+ , U.S.Cal. Plaintiffs, who sustained personal injuries resulting from collision between vehicle occupied by plaintiffs and vehicle driven by employee of University of Nevada, brought action...	Mar. 05, 1979	Case		—
Cited by	**49.** Sugarman v. Dougall 93 S.Ct. 2861, 2863 , U.S. For opinions of the Court, see 93 S.Ct. 2842—2851.	June 25, 1973	Case		—
Cited by	**50.** San Antonio Independent School Dist. v. Rodriguez 93 S.Ct. 1278, 1331 , U.S.Tex. Class action was brought on behalf of school children, who were said to be members of poor families residing in school districts having low property tax base, challenging reliance...	Mar. 21, 1973	Case		—
Cited by	**51.** Dunn v. Blumstein 92 S.Ct. 995, 1001+ , U.S.Tenn. Action was brought challenging state durational residence laws for voter. A three-judge District Court, 337 F.Supp. 323, held the laws invalid and state officials appealed. The...	Mar. 21, 1972	Case		—
Cited by	**52.** Bell v. State of Md. 84 S.Ct. 1814, 1852 , U.S.Md. Negro students who participated in a 'sit-in' protest demonstration at a Baltimore restaurant which refused to serve colored people were convicted for violating the Maryland...	June 22, 1964	Case		—
Cited by	**53.** People of State of N. Y. v. O'Neill 79 S.Ct. 564, 569+ , U.S.Fla. Proceeding under the Florida 'Uniform Law to Secure the Attendance of Witnesses from Within or Without a State in Criminal Proceedings.' The Florida Supreme Court, 100 So.2d 149,...	Mar. 02, 1959	Case		—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	**54.** Kent v. Dulles 78 S.Ct. 1113, 1118 , U.S.Dist.Col. Separate actions against Secretary of State for declaration, inter alia, that plaintiffs were entitled to passports. The United States District Court for the District of Columbia,...	June 16, 1958	Case		—
Cited by	**55.** Hague v. Committee for Indus. Organization 59 S.Ct. 954, 966 , U.S.N.J. On Writ of Certiorari to the United States Circuit Court of Appeals for the Third Circuit. Suit by the Committee for Industrial Organization and others against Frank Hague,...	June 05, 1939	Case		—
Cited by	**56.** Burnet v. Coronado Oil & Gas Co. 52 S.Ct. 443, 449 , U.S.Dist.Col. Mr. Justice STONE, Mr. Justice BRANDEIS, Mr. Justice ROBERTS, and Mr. Justice CARDOZO, dissenting. On Writ of Certiorari to the Court of Appeals of the District of Columbia....	Apr. 11, 1932	Case		—
Cited by	**57.** Helson v. Commonwealth of Kentucky, by Board 49 S.Ct. 279, 280+ , U.S.Ky. Mr. Justice McReynolds dissenting. In Error to the Court of Appeals of the State of Kentucky. Action by the Commonwealth of Kentucky, by Milton Board, Revenue Agent for the State...	Apr. 08, 1929	Case		—
Cited by	**58.** Buck v. Kuykendall 45 S.Ct. 324, 325 , U.S.Wash. Appeal from the District Court of the United States for the Western District of Washington. Suit by by A. J. Buck against E. V. Kuykendall, Director of Public Works of the State of...	Mar. 02, 1925	Case		—
Cited by	**59.** Gilbert v. State of Minn. 41 S.Ct. 125, 129 , U.S.Minn. In Error to the Supreme Court of the State of Minnesota. Joseph Gilbert was convicted of violating a Minnesota statute making it unlawful to interfere with or discourage the...	Dec. 13, 1920	Case		—
Cited by	**60.** Hendrick v. State of Maryland 35 S.Ct. 140, 143 , U.S.Md. IN ERROR to the Circuit Court of Prince George's County, State of Maryland, to review a conviction for violating the state motor vehicle law. Affirmed. The facts are stated in the...	Jan. 05, 1915	Case		—
Cited by	**61.** Twining v. State of N.J. 29 S.Ct. 14, 19 , U.S.N.J. IN ERROR to the Court of Errors and Appeals of the State of New Jersey to review a judgment which affirmed a judgment of the Supreme Court of that state, affirming a conviction in...	Nov. 09, 1908	Case		—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	**62.** Champion v. Ames 23 S.Ct. 321, 324 , U.S.Ill. APPEAL from the Circuit Court of the United States for the Northern District of Illinois to review an order dismissing a writ of habeas corpus to inquire into a detention under a...	Feb. 23, 1903	Case		—
Cited by	**63.** Pollock v. Farmers' Loan & Trust Co. 15 S.Ct. 912, 941 , U.S.N.Y. Appeal from the Circuit Court of the United States for the Southern District of New York. The following opinions were filed upon the reargument of the above-entitled cases. The...	May 20, 1895	Case		—
Cited by	**64.** Covington & C. Bridge Co. v. Commonwealth of Kentucky 14 S.Ct. 1087, 1090 , U.S.Ky. In error to the court of appeals of the state of Kentucky.	May 26, 1894	Case		—
Cited by	**65.** Philadelphia & S. M. S.S. Co. v. Com. of Pennsylvania 7 S.Ct. 1118, 1121 , U.S.Pa. In Error to the Supreme Court of the State of Pennsylvania.	May 27, 1887	Case		—
Cited by	**66.** Fargo v. Stevens 7 S.Ct. 857, 860+ , U.S.Mich. In Error to the Supreme Court of the State of Michigan.	Apr. 04, 1887	Case		—
Cited by	**67.** Wabash, St. L. & P. Ry. Co. v. State of Illinois 7 S.Ct. 4, 18+ , U.S.Ill. In Error to the Supreme Court of the State of Illinois.	Oct. 25, 1886	Case		—
Cited by	**68.** Pickard v. Pullman Southern Car Co 6 S.Ct. 635, 641 , U.S.Tenn. In Error to the Circuit Court of the United States for the Middle District of Tennessee.	Mar. 01, 1886	Case		—
Cited by	**69.** Moran v. City of New Orleans 5 S.Ct. 38, 40 , U.S.La. In Error to the Supreme Court of the State of Louisiana.	Nov. 03, 1884	Case		—
Cited by	**70.** Parkersburg & O.R. Transp. Co. v. City of Parkersburg 2 S.Ct. 732, 741+ , U.S.W.Va. Appeal from the Circuit Court of the United States for the District of West Virginia.	Apr. 30, 1883	Case		—
Cited by	**71.** Cook v. State of Pennsylvania 1878 WL 18319, *6 , U.S.Pa. ERROR to the Supreme Court of the State of Pennsylvania. This action, which was brought in the Court of Common Pleas of Dauphin County, Pennsylvania, was tried by the court upon...	Oct Term 1878	Case		—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	**72.** Doyle v. Continental Ins. Co. 1876 WL 19604, *6 , U.S.Wis. APPEAL from the Circuit Court of the United States for the Western District of Wisconsin. The bill of complaint alleges that the complainant, the Continental Insurance Company of...	Oct. 01, 1876	Case		—
Cited by	**73.** Henderson v. Mayor of City of New York 1875 WL 17763, *2+ , U.S.N.Y. THESE cases come here by appeal,—the former from the Circuit Court of the United States for the Southern District of New York, the latter from the Circuit Court of the United...	Oct. 01, 1875	Case		—
Cited by	**74.** Baltimore & O.R. Co. v. Maryland 1874 WL 17353, *1 , U.S.Md. Where, on error to the supreme court of a State, the record shows a decision of the State court on a Federal question properly presented, and of which this court could take...	Oct Term 1874	Case		—
Cited by	**75.** In re Delaware R.R. Tax 1873 WL 15974, *12 , U.S.Del. 3. By an act of the legislature of Maryland, passed in 1831, and its supplement, a corporation called the Delaware and Maryland Railroad Company was created, with authority to...	Oct Term 1873	Case		—
Cited by	**76.** Slaughter-House Cases 1872 WL 15386, *27 , U.S.La. ERROR to the Supreme Court of Louisiana.	Dec. 01, 1872	Case		—
Cited by	**77.** In re State Tax on Railway Gross Receipts 1872 WL 15378, *5 , U.S.Pa. ERROR to the Supreme Court of Pennsylvania; the case being thus: By an act of the legislature of Pennsylvania, passed on the 23d day of February, 1866, entitled 'An act to amend...	Dec Term 1872	Case		—
Cited by	**78.** Woodruff v. Parham 1868 WL 11062, *4 , U.S.Ala. ERROR to the Supreme Court of Alabama. The case being thus: The Constitution thus ordains: 'Congress shall have power to regulate commerce with foreign nations and among the...	Dec. 01, 1868	Case		—
Cited by	**79.** Hinson v. Lott 1868 WL 11166, *4 , U.S.Ala. THE case was this: With the same provisions of the Constitution as are quoted in the last case in force (supra, p. 123) the State of Alabama passed a statute, approved February...	Dec Term 1868	Case		—
Cited by	**80.** Holyoke & South Hadley Falls Ice Co. v. Ambden 55 F. 593, 593+ , C.C.D.Mass. At Law. Action in the superior court of the county of Hampden, Mass., by the Holyoke & South Hadley Falls Ice Company, against Rollin Ambden. Defendant removed the cause to...	Apr. 05, 1893	Case		—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	**81.** **U.S. v. Patterson** 55 F. 605, 638 , C.C.D.Mass. At Law. Indictment in 18 counts against John H. Patterson and others for violating the act of July 2, 1890, entitled 'An act to protect trade and commerce against unlawful...	Feb. 28, 1893	Case		—
Cited by	**82.** **Jeffery v. City of New York** 2024 WL 3836581, *9 , 2nd Cir.(N.Y.) CIVIL RIGHTS — Privileges and Immunities. City's one-week nighttime curfew imposed in response to demonstrations protesting police use of force did not violate right to intrastate...	Aug. 16, 2024	Case		—
Cited by	**83.** **Young v. Matsushita Elec. Indus. Co., Ltd.** 939 F.2d 19, 20 , 2nd Cir.(N.Y.) Citizens sought to prevent acquisition of major American motion picture distributor by Japanese corporation. The United States District Court for the Southern District of New...	July 29, 1991	Case		—
Cited by	**84.** **Owner Operator Independent Drivers Association, Inc. v. Pennsylvania Turnpike Commission** 934 F.3d 283, 295 , 3rd Cir.(Pa.) GOVERNMENT — Highways and Roads. Pennsylvania Turnpike Commission's (PTC) use of excess toll funds for non-toll road projects did not violate the dormant Commerce Clause.	Aug. 13, 2019	Case		—
Cited by	**85.** **In re Sacred Heart Hosp. of Norristown** 133 F.3d 237, 245 , 3rd Cir.(Pa.) Jurisdiction. Bankruptcy Code provision purporting to abrogate states' Eleventh Amendment immunity was unconstitutional.	Jan. 08, 1998	Case		—
Cited by	**86.** **Wallach v. Brezenoff** 930 F.2d 1070, 1072+ , 3rd Cir.(N.J.) New Jersey citizens brought action against Port Authority of New York and New Jersey challenging increase in toll for use of bridges and tunnels over Hudson River. The United...	Apr. 23, 1991	Case		—
Cited by	**87.** **U. S. ex rel. McNeill v. Tarumianz** 242 F.2d 191, 195 , 3rd Cir.(Del.) Action under Civil Rights Act seeking to enjoin Delaware State Psychiatrist from compelling plaintiff to submit to a mental examination pursuant to Delaware statute. The United...	Mar. 15, 1957	Case		—
Cited by	**88.** **Hague v. Committee for Industrial Organization** 101 F.2d 774, 781 , C.C.A.3 (N.J.) DAVIS, Circuit Judge, dissenting in part. Appeal from the District Court of the United States for the District of New Jersey; William Clark, Judge. Suit by the Committee for...	Jan. 26, 1939	Case		—
Cited by	**89.** **Minot v. Philadelphia, W. & B.R. Co.** 17 F.Cas. 458, 465+ , C.C.D.Del. In equity.	1870	Case		—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	**90.** Ex parte Insley 33 F. 680, 681 , C.C.D.Md. On Petition for Writ of Habeas Corpus.	1887	Case		—
Cited by	**91.** Trammell v. Dinsmore 102 F. 794, 807 , C.C.A.5 (Ga.) Appeal from the Circuit Court of the United States for the Southern District of Georgia.	June 07, 1900	Case		—
Cited by	**92.** Reilley v. U. S. 106 F. 896, 904 , C.C.A.6 (Ohio) In Error to the District Court of the United States for the Southern District of Ohio.	Feb. 12, 1901	Case		—
Cited by	**93.** Smoot v. Kentucky Cent. Ry. Co. 13 F. 337, 338+ , C.C.D.Ky. The petition in this case alleges that the plaintiffs are colored people of African descent, residents and citizens of this state and citizens of the United States, and the...	Aug. 23, 1882	Case		—
Cited by	**94.** Ex parte Robinson 20 F.Cas. 961, 962 , C.C.D.Ind. This was a petition for a writ of habeas corpus, heard before Mr. Justice DAVIS, Circuit Justice. In April, 1869, the legislature of Indiana passed the following act [St. Ind. ...	Jun Term 1870	Case		—
Cited by	**95.** U.S. v. Duluth 25 F.Cas. 923, 924 , C.C.D.Minn. The United States, by her attorney for the district of Minnesota, who acts under the direction of the attorney general, brings this bill in chancery in the circuit court for that...	1871	Case		—
Cited by	**96.** Hardyman v. Collins 183 F.2d 308, 312+ , 9th Cir.(Cal.) Hugh Hardyman and others brought action against Orville Collins and others under the civil rights statute to recover damages. The United States District Court for the Southern...	May 29, 1950	Case		—
Cited by	**97.** Fitisemanu v. United States 20 F.4th 1325, 1328 , 10th Cir.(Utah) These matters are before the court on Plaintiffs-Appellees' Petition for Rehearing En Banc ("Petition"). We also have responses from Defendants-Appellants and Intervenor...	Dec. 27, 2021	Case		—
Cited by	**98.** Maehr v. United States Department of State 5 F.4th 1100, 1118+ , 10th Cir.(Colo.) CIVIL RIGHTS — Due Process. Restricting international travel of delinquent taxpayer by revoking his passport was rationally based on legitimate government interest.	July 20, 2021	Case		—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	**99.** Fitisemanu v. United States 1 F.4th 862, 886 , 10th Cir.(Utah) IMMIGRATION — Citizenship. Citizens of American Samoa were not birthright citizens of United States by virtue of Fourteenth Amendment's Citizenship Clause.	June 15, 2021	Case		—
Cited by	**100.** Hutchins v. District of Columbia 188 F.3d 531, 537+ , D.C.Cir. Minors, parents, and private business brought action against District of Columbia to challenge constitutionality of District's Juvenile Curfew Act. The United States District Court...	June 18, 1999	Case		—
Cited by	**101.** In re North 62 F.3d 1434, 1439 , D.C.Cir. Government official who was subject of court-ordered independent counsel investigation, and who was indicted as result of that investigation, but whom United States President...	Oct. 21, 1994	Case		—
Cited by	**102.** In re North (George Fee Application) 1994 WL 585681, *7 , D.C.Cir. This matter coming to be heard and being heard before the Special Division of the Court, upon the application of Clair E. George for reimbursement of attorneys' fees pursuant to §...	Oct. 21, 1994	Case		—
Cited by	**103.** State of Kan. v. U.S. 16 F.3d 436, 441+ , D.C.Cir. Airline travelers, State of Kansas, city airport authority, and travel agency brought action challenging constitutionality of Wright Amendment to International Air Transportation...	Feb. 18, 1994	Case		—
Cited by	**104.** U.S. v. Wheeler 254 F. 611, 616+ , D.Ariz. Harry C. Wheeler and others were indicted for conspiracy in violation of Criminal Code, Sec. 19. On demurrer. Demurrer sustained, and indictment quashed.	Dec. 02, 1918	Case		—
Cited by	**105.** Green v. Anderson 811 F.Supp. 516, 518 , E.D.Cal. Recent California residents brought action challenging constitutionality of California's durational residency requirement limiting Aid to Families with Dependent Children (AFDC)...	Jan. 28, 1993	Case		—
Cited by	**106.** Grider v. City and County of Denver 2012 WL 1079466, *7 , D.Colo. THIS MATTER comes before the Court pursuant to Defendant City of Aurora's Motion to Dismiss (# 89), the Plaintiffs' response (# 95), and Aurora's reply (# 96); and Defendant City...	Mar. 30, 2012	Case		—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	**107.** DAVID WATSON v. CITIMORTGAGE, INC., et al. 2018 WL 10911914, *1+ , D.Conn. Self-represented plaintiff David Watson ("plaintiff") has filed a Motion for Leave to Proceed in Forma Pauperis [Doc. #2]. For the reasons set forth below, the Court recommends...	May 07, 2018	Case		—
Cited by	**108.** Peruta v. City of Hartford 2012 WL 3656366, *5 , D.Conn. The Plaintiff, Edward A. Peruta, brings this action for an injunction on behalf of himself and other persons similarly situated to enjoin the operation of the Pay and Display...	Aug. 24, 2012	Case		—
Cited by	**109.** Vietnam Veterans of America, Inc. v. McNamara 2003 WL 24063631, *8 , D.D.C. It is now uncontroverted that the United States military used active-duty servicemen as subjects of dispersal testing for biological and chemical weapons conducted on Navy ships in...	Sep. 30, 2003	Case		—
Cited by	**110.** Corporation of Georgetown v. Davidson 1 Mackey 278, 278+ , D.C.Sup. 1. The ordinance of Georgetown of July 24, 1852, providing for the inspection of flour does not apply to such flour as is merely in transit through the city, as, for example, where...	Nov. 03, 1868	Case		—
Cited by	**111.** U.S. v. Guest 246 F.Supp. 475, 482 , M.D.Ga. Prosecution for alleged conspiracy against rights of citizens. Defendants moved to dismiss. The District Court, Bootle, Chief Judge, held, inter alia, that indictment alleging...	Dec. 29, 1964	Case		—
Cited by	**112.** Mountain States Legal Foundation v. Espy 833 F.Supp. 808, 815 , D.Idaho Residents of nonfederal land within national forest brought action challenging regulations limiting the use of an unpaved forest development road. On cross motions for summary...	Sep. 24, 1993	Case		—
Cited by	**113.** Pullman's Palace-Car Co. v. Twombly 29 F. 658, 667 , C.C.S.D.Iowa In Equity. Motion for injunction.	Jan. 14, 1887	Case		—
Cited by	**114.** Kaeiser v. Illinois Cent. R. Co. 18 F. 151, 153 , C.C.S.D.Iowa There may be room for doubt as to whether the act of 1874, by its terms, applies to interstate commerce. If it be construed as in pari materia with the subsequent act of the...	Oct. 24, 1883	Case		—
Cited by	**115.** Johnson v. Smith 672 F.Supp.3d 1144, 1157 , D.Kan. CIVIL RIGHTS — Searches and Seizures. Boarding and training kennels were part of pervasively regulated industry subject to less stringent standards for warrantless searches.	May 05, 2023	Case		—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	**116.** Bergman v. U.S. 565 F.Supp. 1353, 1396 , W.D.Mich. An action was filed seeking to recover damages for injuries sustained by “Freedom Riders.” On various motions, the District Court, Enslen, J., held that: (1) the Government was...	May 31, 1983	Case		—
Cited by	**117.** Minnesota ex rel. Hatch v. U.S. 102 F.Supp.2d 1115, 1126+ , D.Minn. SOCIAL SECURITY - Medicare. Medicare+Choice payment formulation did not violate the Tenth Amendment.	July 07, 2000	Case		—
Cited by	**118.** Zuhayr El v. Snead 2022 WL 2315520, *1+ , E.D.Mo. This matter is before the Court upon review of plaintiff's responses to court orders directing him to either pay the required filing fee for this action, or file an Application to...	June 28, 2022	Case		—
Cited by	**119.** Jewel Tea Co. v. Lee's Summit, Mo. 189 F. 280, 282 , C.C.W.D.Mo. In Equity. Suit by the Jewel Tea Company against Lee's Summit, Mo., and others, to enjoin the enforcement of a municipal ordinance. Injunction granted.	Aug. 07, 1911	Case		—
Cited by	**120.** Murakush Caliphate of Amexem Inc. v. New Jersey 790 F.Supp.2d 241, 251 , D.N.J. LITIGATION - Costs. Entity supported by members of Moorish and sovereign citizenship movements did not qualify for pro bono representation.	May 13, 2011	Case		—
Cited by	**121.** Committee for Industrial Organization v. Hague 25 F.Supp. 127, 141+ , D.N.J. In Equity. Suit by the Committee for Industrial Organization and others against Frank Hague, individually, and as Mayor of Jersey City, and others, to enjoin interference with...	Oct. 27, 1938	Case		—
Cited by	**122.** Walker v. Village Court 2017 WL 4220415, *1 , N.D.N.Y. Plaintiff Alfred Marion Walker, who is proceeding pro se, has commenced this action against the State of New York and various agencies and individuals associated with Broome County...	Aug. 04, 2017	Case		—
Cited by	**123.** Henry v. County of Niagara 2012 WL 7828967, *12 , W.D.N.Y. This matter has been referred to the undersigned pursuant to 28 U.S.C. § 636(b)(1)(C) (Docket No. 7). The instant matter before the Court is defendants' motion for summary judgment...	Nov. 05, 2012	Case		—
Cited by	**124.** Marcus Brown Holding Co. v. Pollak 272 F. 137, 141 , S.D.N.Y. In Equity. Suit by the Marcus Brown Holding Company against Arnold Pollak and Edward Swann, District Attorney of the County of New York. Dismissed for want of jurisdiction....	Nov. 13, 1920	Case		—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	**125.** U.S. v. Anthony 24 F.Cas. 829, 830 , C.C.N.D.N.Y. The defendant [Susan B. Anthony], a female, was indicted for a violation of the 19th section of the act of May 31st, 1870 (16 Stat. 144), which provides, 'that if, at any election...	June 18, 1873	Case		—
Cited by	**126.** Pittsburgh Federation of Teachers Local 400, Am. Federation of Teachers, AFL-CIO v. Aaron 417 F.Supp. 94, 96 , W.D.Pa. Teachers' federation and individual applicant for employment with school district brought action challenging constitutionality of resolution adopted by school board imposing...	June 01, 1976	Case		—
Cited by	**127.** The Clymene 9 F. 164, 166 , E.D.Pa. In Admiralty. Hearing on libel and answer.	Oct. 12, 1881	Case		—
Cited by	**128.** U.S. v. Patrick 54 F. 338, 348 , C.C.M.D.Tenn. At Law. Indictment of Andrew J. Patrick, James Epps, and Morgan Petty for conspiracy and murder, under Rev.St.Secs. 5508, 5509. Defendants demur to the indictment. Overruled....	Feb. 01, 1893	Case		—
Cited by	**129.** Pullman Southern Car Co. v. Nolan 22 F. 276, 280+ , C.C.M.D.Tenn. At Law.	Oct. 01, 1884	Case		—
Cited by	**130.** Ex parte Thornton 12 F. 538, 547+ , C.C.E.D.Va. Petition for the Writ of Habeas Corpus.	June 22, 1882	Case		—
Cited by	**131.** Perez v. Virgin Islands Port Authority 1973 WL 354044, *1 , D.Virgin Islands Defendant, the VIRGIN ISLANDS PORT AUTHORITY (The Authority), a public corporation, is an autonomous instrumentality of The Government of the Virgin Islands, created and...	June 15, 1973	Case		—
Cited by	**132.** In re Elias 218 B.R. 80, 85 , 9th Cir.BAP (Cal.) Jurisdiction. Congress lacked power to abrogate states' Eleventh Amendment immunity in enacting section of Bankruptcy Code governing waiver of sovereign immunity.	Feb. 23, 1998	Case		—
Cited by	**133.** In re Pitts 241 B.R. 862, 876 , Bkrtcy.N.D.Ohio BANKRUPTCY - Discharge. Dischargeability proceeding was “suit” against state under Eleventh Amendment.	Sep. 09, 1999	Case		—
Cited by	**134.** In re NVR L.P. 206 B.R. 831, 841 , Bkrtcy.E.D.Va. Sovereign Immunity. State's filing of proof of claim is consent to bankruptcy court's adjudication of that claim only, not to any matter related to debtor's case.	Mar. 07, 1997	Case		—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	**135.** **Osborne v. City of Mobile** 44 Ala. 493, 496+ , Ala. [APPEAL FROM FINE IMPOSED BY MAYOR'S COURT ON AGENT OF EXPRESS COMPANY, FOR TRANSACTING ITS BUSINESS IN MOBILE, WITHOUT HAVING TAKEN OUT LICENSE.] APPEAL from the Circuit Court of...	Jun Term 1870	Case		—
Cited by	**136.** **Noble v. Cullom** 44 Ala. 554, 564 , Ala. [CONTEST AMONG JUDGMENT CREDITORS OVER APPLICATION OF MONEY MADE UNDER EXECUTION.] APPEAL from the Circuit Court of Montgomery. Tried before R. M. WILLIAMSON, Esq., an attorney of...	Jun Term 1870	Case		—
Cited by	**137.** **State v. Jean** 407 P.3d 524, 547 , Ariz. CRIMINAL JUSTICE — Searches and Seizures. Defendant, as commercial truck passenger, lacked standing to challenge, under trespass theory, GPS monitoring of truck by police as...	Jan. 03, 2018	Case		—
Cited by	**138.** **Reasor-Hill Corp. v. Harrison** 249 S.W.2d 994, 996 , Ark. Reasor-Hill Corporation, petitioner, brought as original prohibition proceeding against the Chickasawba District Circuit Court of Mississippi County, Zal B. Harrison, J.,...	Jan. 21, 1952	Case		—
Cited by	**139.** **Tobe v. City of Santa Ana** 40 Cal.Rptr.2d 402, 418 , Cal. Camping. Ordinance banning camping and storage of personal property in public areas did not impermissibly restrict right to travel.	Apr. 24, 1995	Case		—
Cited by	**140.** **State v. The S. S. Constitution** 42 Cal. 578, 580+ , Cal. This is an action against an American passenger vessel, built, owned, and registered at the port of New York, and engaged in the passenger trade between the ports of San Francisco,...	Jan Term 1872	Case		—
Cited by	**141.** **City of Moreno Valley v. California Department of Tax and Fee Administration** 2024 WL 161320, *4 , Cal.App. 3 Dist. Local governments in California levy taxes covering retail sales of tangible personal property. Under state law, some of these taxes are called sales and use taxes and others are...	Jan. 16, 2024	Case		—
Cited by	**142.** **Mayo v. National Farmers Union Property and Cas. Co.** 833 P.2d 54, 58 , Colo. Insurer brought declaratory judgment action against insureds under automobile policy containing household exclusion to determine whether policy covered one insured's negligence...	July 20, 1992	Case		—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	**143.** LaPaglia v. Connecticut Valley Hospital 2018 WL 5099732, *6 , Conn.Super. On October 10, 2017, the plaintiff, John Angelo LaPaglia, who is self-represented, commenced this action by service of writ, summons and complaint against the defendants, the...	Oct. 02, 2018	Case		—
Cited by	**144.** Harlan & Hollingsworth Co. v. Paschall 5 Del.Ch. 435, 441 , Del.Ch. In 1855 the Legislature of the State of Delaware passed an Act to regulate the building of wharves in the City of Wilmington. Five commissioners were appointed by the Act "to view...	Sep Term 1882	Case		—
Cited by	**145.** Application of People of State of N.Y. 100 So.2d 149, 155 , Fla. Proceeding respecting interstate extradition of witness wherein certificate of judge of New York court was filed recommending that named person, an Illinois resident visiting in...	Jan. 22, 1958	Case		—
Cited by	**146.** Masters v. Duval County 154 So. 172, 175 , Fla. Suit by Wilbur W. Masters and A. W. Williams against Duval County, Florida, and others. From an order denying temporary injunctions and dismissing complainants' bill of complaint,...	Mar. 07, 1934	Case		—
Cited by	**147.** Whitehead v. Whitehead 492 P.2d 939, 943 , Hawai'i Divorce proceeding. The Third Circuit Court, hawaii County, Nelson K. Doi, J., entered decree of divorce for plaintiff, and the state appealed. The Supreme Court, Marumoto, J.,...	Jan. 19, 1972	Case		—
Cited by	**148.** Terry v. Metropolitan Pier and Exposition Authority 648 N.E.2d 1047, 1051+ , Ill.App. 1 Dist. Occupation Tax. Occupation tax on taxicab drivers departing from commercial airport was constitutional.	Mar. 31, 1995	Case		—
Cited by	**149.** John A. Carton & Co. v. Illinois Cent. R. Co. 13 N.W. 67, 69 , Iowa Appeal from Hardin circuit court. This is an action to recover certain alleged excessive freight charges paid by the plaintiff to the defendant for transporting grain from Ackley,...	July 12, 1882	Case		—
Cited by	**150.** City of Council Bluffs v. Kansas City, St. J. & C.B.R. Co. 45 Iowa 338, 349+ , Iowa I. The evidence submitted to the Circuit Court establishes the fact that passenger and express cars used upon appellant's road were, prior to the allowance of the injunction, in...	Oct. 20, 1876	Case		—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	**151.** Richmond v. Dubuque & S.C.R. Co. 33 Iowa 422, 475 , Iowa The points arising upon the defendants' appeal will be first considered. The first position of counsel on that side of the case is this: The issues and questions involved in the...	Feb. 24, 1872	Case		—
Cited by	**152.** Hardy v. Atchison, T. & S.F.R. Co. 5 P. 6, 10 , Kan. Error from Reno county. On February 1, 1883, George W. Hardy filed his bill of particulars with a justice of the peace of Reno county, demanding judgment against the Atchison,...	Nov. 28, 1884	Case		—
Cited by	**153.** Rogan v. Baltimore & O. R. Co. 52 A.2d 261, 263 , Md. Appeal from Circuit Court of Baltimore City; Emory H. Niles, Judge. Proceeding by the Baltimore & Ohio Railroad Corporation before Joseph H. A. Rogan, Emerson C. Harrington, Jr.,...	Mar. 14, 1947	Case		—
Cited by	**154.** D.E. Foote & Co. v. Stanley 82 A. 380, 382 , Md. Appeal from Circuit Court of Baltimore City; Chas. W. Henisler, Judge. Suit by D. E. Foote & Co. and others against Charles H. Stanley, Comptroller of the State of Maryland. From a...	Nov. 17, 1911	Case		—
Cited by	**155.** Peterson v. Department of Public Works 234 N.W. 95, 97 , Neb. Appeal from District Court, Lancaster County; Chappell, Judge. Action by Peter S. Peterson against the Department of Public Works of the State of Nebraska, R. L. Cochran, Secretary...	Jan. 07, 1931	Case		—
Cited by	**156.** Conley v. Chedic 7 Nev. 336, 339 , Nev. That the evidence does not sustain the verdict and special findings of the jury in this case is a point which cannot be considered, for the reason that no motion for new trial was...	Jan Term 1872	Case		—
Cited by	**157.** Western Union Telegraph Co. v. Atlantic & Pacific State Telegraph Co. 5 Nev. 102, 104+ , Nev. The appellant seeks an injunction against respondent, to restrain it from prosecuting the business of telegraphy in the State of Nevada, claiming to be the present proprietor of...	Apr. 1869	Case		—
Cited by	**158.** Northeast Airlines, Inc. v. New Hampshire Aeronautics Commission 273 A.2d 676, 678 , N.H. Declaratory judgment action challenging constitutionality of statute imposing service fee on air carriers operating on regular schedules for each passenger emplaning at publicly...	Jan. 29, 1971	Case		—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	**159.** Burke v. Concord R.R. 61 N.H. 160, 206 , N.H. The interpretation of a railroad charter, like the interpretation of any other grant, statutory, contractual, or testamentary, is the ascertainment of intention, and the question...	1881	Case		—
Cited by	**160.** State v. U.S. & C. Exp. Co. 60 N.H. 219, 262 , N.H. Taxation is an equal division of public expense. Chapter 63 of the General Laws is a provision for an unequal division of public expense, and is not authorized by the constitution....	1880	Case		—
Cited by	**161.** Allegheny Airlines, Inc. v. Sills 264 A.2d 268, 270+ , N.J.Super.Ch. Action by airlines challenging constitutionality of statute providing for a 'service charge' to be paid for each passenger who departs from a publicly-owned airport located within...	Apr. 21, 1970	Case		—
Cited by	**162.** Watts v. McGuire 424 N.Y.S.2d 327, 329 , N.Y.Sup. Four New York City police officers sought to invalidate New York City charter provision requiring every applicant for city employment to agree that, in event he is or becomes a...	Dec. 18, 1979	Case		—
Cited by	**163.** Simon v. City of New York 197 N.Y.S.2d 288, 293+ , N.Y.Sup. Proceedings on plaintiff's motion for judgment declaring Local Law of New York City unconstitutional and permanently restraining defendants from imposing and collecting taxicab...	Jan. 05, 1960	Case		—
Cited by	**164.** In re O'Connor 17 N.Y.S.2d 758, 760 , N.Y.Sup. Proceedings in the matter of the applications of John J. O'Connor and Lambert Fairchild for the rejection of independent nominating petition filed in the office of the board of...	Feb. 02, 1940	Case		—
Cited by	**165.** Western Union Tel. Co. v. Mayer 1876 WL 27, *3+ , Ohio 1. Where a corporation is assessed on its gross receipts, under the provisions of 'an act for the assessment and taxation of express and telegraph companies' (S. & S. 769–771), and...	Dec Term 1876	Case		—
Cited by	**166.** Burkburnett Bridge Co. v. Cobb 233 P. 463, 464 , Okla. Application by the Burkburnett Bridge Company for a writ of prohibition against Joe B. Cobb, and others, as members of the Corporation Commission of the state of Oklahoma. Writ...	Jan. 27, 1925	Case		—
Cited by	**167.** Cofield v. Farrell 134 P. 407, 411 , Okla. Error from District Court, Logan County; A. H. Huston, Judge. Action by Theodore Cofield against Thomas Farrell and others. Judgment for defendants, and plaintiff brings error....	July 29, 1913	Case		—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	**168.** Josephine County School Dist. No. 7 v. Oregon School Activities Ass'n 515 P.2d 431, 437 , Or.App. After high school, which lost league championship football game, had successfully filed a protest with state school activities association on ground of the ineligibility of one of...	Oct. 31, 1973	Case		—
Cited by	**169.** Commonwealth v. Erie Ry. Co. 62 Pa. 286, 300 , Pa. 1. In a question whether a state law is against the Constitution of the United States, a simple doubt should determine it in favor of the state. 2. The Act of April 25th 1864, § 1...	1869	Case		—
Cited by	**170.** Cavanaugh v. Town of Narragansett 1997 WL 1098081, *13 , R.I.Super. James Cavanaugh and several other private citizens have brought this action on behalf of themselves and the class described as "everyone who wishes free access to the sea and...	Oct. 10, 1997	Case		—
Cited by	**171.** Ohrn v. State Pilotage Com'n 1975 WL 174159, *4 , R.I.Super. This is an appeal under Section 42-35-15 of the Rhode Island General Laws, 1956, as amended (commonly called the Administrative Procedures Act), from a decision of the State...	Jan. 16, 1975	Case		—
Cited by	**172.** Railroad Com'rs v. Railroad Co. 22 S.C. 220, 221 , S.C. 1. This court can make no original decision upon a point not ruled upon below. 2. Whether the statutes gave to the Railroad Commissioners the right to regulate charges to points...	Apr. 28, 1885	Case		—
Cited by	**173.** Ham v. State 4 Tex.App. 645, 665 , Tex.Ct.App. So outrageous had become the wrongs inflicted upon our citizens by means of forged land titles that the framers of our last Constitution incorporated into that intrument the 6th...	1878	Case		—
Cited by	**174.** Frasher v. State 3 Tex.App. 263, 269 , Tex.Ct.App. The indictment in this case charges that on March 18, A. D. 1875, in the county of Gregg and state aforesaid, one Charles Frasher, late of the said county, being then and there a...	1877	Case		—
Cited by	**175.** Union Refrigerator Transit Co. v. Lynch 55 P. 639, 641 , Utah Appeal from district court, Salt Lake county; A. N. Cherry, Judge. Action by the Union Refrigerator Transit Company against Stephen H. Lynch, treasurer of Salt Lake county, and...	Dec. 10, 1898	Case		—
Cited by	**176.** State v. Lee 957 P.2d 741, 751+ , Wash. CRIMINAL JUSTICE - Stalking. Statute defining the offense of stalking was not unconstitutionally vague or overbroad.	June 18, 1998	Case		—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	**177. Eggert v. City of Seattle** 505 P.2d 801, 803+ , Wash. Appeal from a judgment of the Superior Court for King County, No. 741576, Nancy A. Holman, J., entered September 30, 1971. Affirmed. Action challenging civil service preferences....	Jan. 25, 1973	Case		—
Cited by	**178. Moen v. Erlandson** 498 P.2d 849, 853 , Wash. Action was brought challenging state durational residence laws for voter. The Supreme Court, King County, Lloyd Shorett, J., held the laws invalid and city clerk filed writ of...	June 22, 1972	Case		—
Cited by	**179. Fox v. Territory** 5 P. 603, 604+ , Wash.Terr. The plaintiff in error was indicted, tried, and convicted at the October term, 1883, of the district court for the Third judicial district, holding terms at Seattle, in King...	Jul Term 1884	Case		—
Cited by	**180. Kuhnen v. Musolf** 420 N.W.2d 401, 411+ , Wis.App. Taxpayers brought action challenging constitutionality of tax statutes. The Circuit Court, Dane County, Angela Bartell, J., upheld statutes. Taxpayers appealed. The Court of...	Jan. 14, 1988	Case		—
Cited by	**181. State v. Baltimore & O.R. Co.** 24 W.Va. 783, 789 , W.Va. 1. Sections 16 and 17 of chapter 149 of the Code of West Virginia, which provide for finding any person who labors in his calling on the Sabbath day or employs his servants in so...	May 03, 1884	Case		—
Cited by	**182. Royal Caribbean Cruises Ltd.** 2021 WL 151316 (S.E.C. No - Action Letter), *19 Ladies and Gentlemen: We refer to our letter, dated January 11, 2021 (the "No-Action Request"), pursuant to which we requested that the Staff of the Division of Corporation...	Feb. 24, 2021	Administrative Decision		—
Cited by	**183. CORPORATION TAX-FOREIGN STEAMSHIP COMPANIES WHOSE VESSELS PLY BETWEEN AMERICAN AND FOREIGN PORTS.** 28 U.S. Op. Atty. Gen. 211, 214 I have the honor to acknowledge receipt of your communication of January 28, 1910, in which you inquire whether, in my opinion, foreign steamship companies engaged in the business...	Mar. 09, 1910	Administrative Decision		—
Cited by	**184. In the Matter of: OSG Bulkships, Inc. and Certain Subsidiaries.** 1982 WL 11464 (Alaska Dept.Rev.), *9+ On August 18, 1982, a hearing was held in the Anchorage offices of the Alaska Department of Revenue to determine whether the taxpayers had sufficient contact with Alaska in 1977...	Nov. 05, 1982	Administrative Decision		—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	**185.** **The Honorable William E. Fernandes** 1969 WL 208727 (Hawaii A.G.), *1+ This is in response to your letter of March 7, 1969, regarding the legality of S.B. No. 749 entitled "A Bill for an Act Relating to an Airport Facilities Tax." The bill proposes...	Apr. 10, 1969	Administrative Decision		—
Cited by	**186.** **Honorable Sam A. Kozer** 10 Or. Op. Atty. Gen. 419, 419 This is to acknowledge receipt of your letter of the 26th instant, requesting my opinion as to whether the Camas Stage Company, Inc., an auto stage line incorporated under the laws...	Nov. 29, 1921	Administrative Decision		—
Cited by	**187.** **The Honorable Antonio Parkinson** Tenn. Op. Atty. Gen. No. 14-52, 14-52+ 1. Do the drug-free-workplace programs established by Tenn. Code Ann. §§ 50-9-101 to -114 violate either the Tennessee Constitution or the United States Constitution? 2. If the...	Apr. 24, 2014	Administrative Decision		—
Cited by	**188.** **The Honorable Stephen I. Cohen** Tenn. Op. Atty. Gen. No. 88-161 T.C.A. § 26–2–104 does not unconstitutionally burden a Tennessee pensioner's right to interstate travel; a city ordinance cannot protect a retirement allowance paid by the city...	Sep. 01, 1988	Administrative Decision		—
Cited by	**189.** **Honorable John J. Lally** Wash. AGO 1961-62 NO. 100, 1961-62 NO. 100+ A city or county acting separately or together does not have the authority to impose a flat charge upon each passenger boarding an airplane at a municipal airport which is operated...	Mar. 05, 1962	Administrative Decision		—
Considered by	**190.** **Minister for Immigration, Multicultural Affairs and Citizenship v SZRHU** 2013 WL 4122347, *1+ , FCA, FC These appeals were argued on 4 March 2013 before a bench comprising Justices Buchanan, Griffiths and myself. In the course of argument it became apparent that there were a number...	Aug. 14, 2013	Case	—	—
Referred to by	**191.** **Gerner v Victoria** 2020 WL 7237019, *1+ , HCA The Public Health and Wellbeing Act 2008 (Vic) ('the Act') empowers authorised officers, appointed by the Chief Health Officer, to exercise "emergency powers" when a "state of...	Dec. 10, 2020	Case	—	—
—	**192.** **Palmer v Western Australia** 2021 WL 688658, *1+ , HCA On 11 March 2020 the World Health Organization declared COVID-19 a pandemic. On 15 March 2020 the Minister for Emergency Services for Western Australia declared a state of...	Feb. 24, 2021	Case	—	—
—	**193.** **Cunliffe v Commonwealth** 2000 WL 1245608, *1+ , HCA Toohey J has set out the facts and the relevant statutory provisions in his reasons for judgment. I shall not repeat what his Honour has said except in so far as it is necessary to...	Oct. 12, 1994	Case	—	—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
—	**194.** **Australian Capital Television Pty Ltd v Commonwealth** 1992 WL 1356268, *1+ , HCA In each action the Commonwealth has demurred to the statement of claim of the plaintiff or plaintiffs. In each action declarations are sought that Pt IIID of the Broadcasting Act...	Sep. 30, 1992	Case	—	—
—	**195.** **Miller v TCN Channel Nine Pty Ltd** 1986 WL 590282, *1+ , HCA The facts of this case and the relevant provisions of the Wireless Telegraphy Act 1905 (Cth) as amended (the Act) are set out in the judgment of Wilson J., which I have had the...	Oct. 21, 1986	Case	—	—
—	**196.** **McGraw-Hinds (Aust) Pty Ltd v Smith** 1979 WL 156729, *1 , HCA This is an appeal from a judgment of the Full Court of the Supreme Court of Queensland which allowed an appeal from a decision of a stipendiary magistrate dismissing a complaint...	Apr. 05, 1979	Case	—	—
—	**197.** **Ansett Transport Industries (Operations) Pty Ltd v Commonwealth** 1977 WL 166114, *1 , HCA In the resolution of these demurrers I have had the advantage of reading and considering the reasons for judgment prepared by my brother Aickin. My brother there sets out the...	Dec. 23, 1977	Case	—	—
—	**198.** **Buck v Bavone** 1976 WL 152686, *1 , HCA The respondent, Luigi Bavone, in the course of his business as a potato grower and seller which he carried on at Salisbury Downs, South Australia, in November 1974, sold to a Mr....	May 14, 1976	Case	—	—
—	**199.** **R v Mahomod** 1959 WL 56203, *1 , NSWCCA The following written judgments were delivered by:	Mar. 26, 1959	Case	—	—
—	**200.** **Pioneer Express Pty Ltd v Hotchkiss** 1958 WL 52258, *1+ , HCA These are two appeals, heard together, from two respective convictions by a Court of Petty Sessions exercising federal jurisdiction. The convictions were obtained upon informations...	Oct. 20, 1958	Case	—	—
—	**201.** **Roughley v New South Wales. Ex parte Beavis** 1928 WL 24355, *1+ , HCA Roughley's Case.—The question raised by the demurrer in this case is, in substance, whether the statement of claim discloses a cause of action on the part of the plaintiffs. Two of...	Oct. 22, 1928	Case	—	—
—	**202.** **D'Emden v Pedder** 1904 WL 13396, *1 , HCA This appeal, although the pecuniary amount at stake is insignificant, involves constitutional questions of great importance. The appellant, who is the Deputy Postmaster-General for...	Feb. 24, 1904	Case	—	—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
Mentioned by	**203.** Haig v. Agee 101 S.Ct. 2766, 2782 , U.S.Dist.Col. A passport was revoked on ground that activities of the passport holder in foreign countries had caused serious damage to national security and foreign policy of the United States....	June 29, 1981	Case		—
Mentioned by	**204.** Califano v. Aznavorian 99 S.Ct. 471, 475 , U.S.Cal. Supplementary Security Income recipient sought judicial review of decision of the Secretary of Health, Education, and Welfare denying her benefits for time when she had been...	Dec. 11, 1978	Case		—
Mentioned by	**205.** Graham v. Richardson 91 S.Ct. 1848, 1854 , U.S.Ariz. Two cases involving application of equal protection clause to state welfare laws discriminating against aliens were consolidated on appeal. In one case, alien resident of Arizona...	June 14, 1971	Case		—
Mentioned by	**206.** Griffin v. Breckenridge 91 S.Ct. 1790, 1800 , U.S.Miss. Action to recover damages on account of allegedly racially motivated assault committed upon public highway. The United States District Court for the Southern District of...	June 07, 1971	Case		—
Mentioned by	**207.** Oregon v. Mitchell 91 S.Ct. 260, 321+ , U.S.Or. Original actions to determine constitutionality of certain 1970 amendments of Voting Rights Act. The Supreme Court held that amendments enfranchising 18-year-olds in federal...	Dec. 21, 1970	Case		—
Mentioned by	**208.** Zschernig v. Miller 88 S.Ct. 664, 671 , U.S.Or. Proceeding by East German next of kin of Oregon intestate against administrator and Oregon officials for determination of heirship in favor of next of kin. The Oregon state board...	Jan. 15, 1968	Case		—
Mentioned by	**209.** Ioannou v. New York 83 S.Ct. 6, 7 , U.S.N.Y. Proceeding on application by assignee to withdraw funds deposited with the treasurer of the State of New York for the benefit of the assignor who was a distributee in the estate of...	Oct. 22, 1962	Case		—
Mentioned by	**210.** Ex parte Endo 65 S.Ct. 208, 221 , U.S.Cal. Petition by Endo for habeas corpus, for discharge from custody in relocation center for persons of Japanese ancestry. From a judgment denying the petition, petitioner appealed to...	Dec. 18, 1944	Case		—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
Mentioned by	**211.** Helvering v. Gerhardt 58 S.Ct. 969, 979 , U.S. On Writs of Certiorari to the United States Circuit Court of Appeals for the Second Circuit. Petitions by Philip L. Gerhardt, Billings Wilson, and John J. Mulcahy to review orders...	May 23, 1938	Case		—
Mentioned by	**212.** James v. Dravo Contracting Co. 58 S.Ct. 208, 231 , U.S.W.Va. Suit by the Dravo Contracting Company against Ernest K. James, individually and as State Tax Commissioner of the State of West Virginia. From an adverse decree (16 F.Supp. 527),...	Dec. 06, 1937	Case		—
Mentioned by	**213.** Indian Motocycle Co. v. U.S. 51 S.Ct. 601, 603 , U.S.Ct.Cl. Mr. Justice STONE and Mr. Justice BRANDEIS, dissenting. On Certificate from the Court of Claims. Suit by the Indian Motocycle Company against the United States, in which the Court...	May 25, 1931	Case		—
Mentioned by	**214.** Simpson v. Shepard (U.S. Reports Title: Minnesota Rate Cases) 33 S.Ct. 729, 740 , U.S.Minn. THREE APPEALS from the Circuit Court of the United States for the District of Minnesota to review decrees enjoining the enforcement of intrastate rates of interstate carriers as...	June 09, 1913	Case		—
Mentioned by	**215.** Rhodes v. State of Iowa 18 S.Ct. 664, 670 , U.S.Iowa In Error to the Supreme Court of the State of Iowa.	May 09, 1898	Case		—
Mentioned by	**216.** Miller v. State of Texas 14 S.Ct. 874, 876 , U.S.Tex. In error to the court of criminal appeals of the state of Texas.	May 14, 1894	Case		—
Mentioned by	**217.** Bowman v. Chicago & N. W. Ry. Co. 8 S.Ct. 689, 696 , U.S.Ill. In Error to the Circuit Court of the United States for the Northern District of Illinois. WAITE, C. J., and HARLAN and GRAY, JJ., dissenting.	Mar. 19, 1888	Case		—
Mentioned by	**218.** Western Union Telegraph Co. v. Pendleton 7 S.Ct. 1126, 1128 , U.S.Ind. In error to the Supreme Court of the State of Indiana.	May 27, 1887	Case		—
Mentioned by	**219.** Robbins v. Taxing Dist. of Shelby County, Tenn. 7 S.Ct. 592, 594 , U.S.Tenn. In Error to the Supreme Court of the State of Tennessee. WAITE, C. J., FIELD and GRAY, JJ., dissenting.	Mar. 07, 1887	Case		—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
Mentioned by	**220.** **Home Ins. Co. v. City of New York** 8 S.Ct. 1385, 1387 , U.S.N.Y. Error to the Supreme Court of the State of New York.	Nov. 15, 1886	Case		—
Mentioned by	**221.** **Coe v. Town of Errol** 6 S.Ct. 475, 480 , U.S.N.H. In Error to the Supreme Court of the State of New Hampshire.	Jan. 25, 1886	Case		—
Mentioned by	**222.** **Brown v. Houston** 5 S.Ct. 1091, 1096 , U.S.La. In Error to the Supreme Court of the State of Louisiana.	May 04, 1885	Case		—
Mentioned by	**223.** **Western Union Telegraph Co. v. State of Texas** 1881 WL 19926, *4 , U.S.Tex. In Pensacola Telegraph Co. v. Western Union Telegraph Co. (96 U. S. 1), this court held that the telegraph was an instrument of commerce, and that telegraph companies were subject...	Oct Term 1881	Case		—
Mentioned by	**224.** **Welton v. State of Missouri** 1875 WL 17938, *2 , U.S.Mo. ERROR to the Supreme Court of Missouri. Welton was indicted, tried, and convicted in the Circuit Court for the County of Henry, in the State of Missouri, for selling goods without...	Oct. 01, 1875	Case		—
Mentioned by	**225.** **Ward v. State** 1870 WL 12887, *4 , U.S.Md. ERROR to the Court of Appeals of the State of Maryland; the case being this: The Constitution of the United States, in one place, thus ordains: 'ARTICLE IV. Sec. 2. The citizens of...	Dec. 01, 1870	Case		—
Mentioned by	**226.** **Cooley v. Board of Wardens of Port of Philadelphia, to Use of Soc for Relief of Distressed Pilots, Their Widows and Children** 1851 WL 6615, *2 , U.S.Pa. A law of the state of Pennsylvania, that a vessel which neglects or refuses to take a pilot shall forfeit and pay to the master warden of the pilots, for the use of the Society for...	Dec Term 1851	Case		—
Mentioned by	**227.** **Kelly v. Nordberg** 1 F.3d 1231, 1231 , 1st Cir.(Mass.) D. Mass. VACATED AND REMANDED.	Aug. 17, 1993	Case		—
Mentioned by	**228.** **Gaul v. Chrysler Financial Services Americas LLC** 657 Fed.Appx. 16, 19 , 2nd Cir.(N.Y.) COMMERCIAL LAW — Consumer Credit. Consumers did not have standing to challenge court filing fees on behalf of “the People” in FCRA action against vehicle finance company.	July 01, 2016	Case		—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
Mentioned by	**229.** Maldonado v. Houstoun 157 F.3d 179, 185 , 3rd Cir.(Pa.) Welfare recipients brought action to challenge constitutionality of Pennsylvania's two-tier durational residency requirement limiting amount of benefits for new residents....	Sep. 09, 1998	Case		—
Mentioned by	**230.** Elhady v. Kable 993 F.3d 208, 220 , 4th Cir.(Va.) CIVIL RIGHTS — Due Process. Delays that plaintiffs experienced at airports and at border due to being in terrorist database not violate due process liberty interests in travel.	Mar. 30, 2021	Case		—
Mentioned by	**231.** Santa Clara County v. Southern Pac. R. Co. 18 F. 385, 446 , C.C.D.Cal. At Law.	Sep. 17, 1883	Case		—
Mentioned by	**232.** State of Arkansas v. Kansas & T. Coal Co. 96 F. 353, 365 , C.C.W.D.Ark. (Syllabus by the Court.) On Motions to Dismiss and to Restrain Prosecution of Suit in State Court.	Sep. 02, 1899	Case		—
Mentioned by	**233.** District of Columbia v. Humason 2 MacArth. 158, 158 , D.C.Sup. I. An act of the legislative assembly provides that commercial agents shall pay $200 annually for a license, and that any person whose business it is as agent to offer for sale...	Apr Term 1875	Case		—
Mentioned by	**234.** U.S. v. Miller 17 F.Supp. 65, 67 , W.D.Ky. Que R. Miller, alias Fred Wilson, and another were indicted for unlawful traveling in interstate commerce and for transporting and aiding and abetting each other in transporting in...	Nov. 24, 1936	Case		—
Mentioned by	**235.** Lu 2016 WL 740407, *3 , D.Mass. Kang Lu ("Plaintiff"), acting pro se, brings this action against (i) Massachusetts State Police Troopers Jonathan R. Spencer and Sean McClintock; (ii) Officer David E. Burns and...	Feb. 24, 2016	Case		—
Mentioned by	**236.** City of St. Louis v. Western Union Tel. Co. 39 F. 59, 60 , C.C.E.D.Mo. At Law. Suit to recover tax on telegraph poles.	June 19, 1889	Case		—
Mentioned by	**237.** Ex parte White 228 F. 88, 91 , D.N.H. Petition by John P. White for a writ of habeas corpus. Petitioner discharged.	Nov. 30, 1915	Case		—
Mentioned by	**238.** The Ann Ryan 1 F.Cas. 987, 988 , E.D.N.Y. In admiralty. Libel by Henry D. Brookman and others against the canal-boat Ann Ryan for wharfage. Decree for libellants.	Sep. 1873	Case		—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
Mentioned by	**239.** Smith v. Lower Merion Tp. 1991 WL 152982, *2 , E.D.Pa. Plaintiffs, a group of students residing in Lower Merion Township and owners of property within the Township, bring this action, under 42 U.S.C. §§ 1983 and 1985, asking the court...	Aug. 06, 1991	Case		—
Mentioned by	**240.** Avins v. Hannum 497 F.Supp. 930, 944 , E.D.Pa. Founder and former dean of law school sued law school and others on basis of claims arising from the accreditation process for the law school, affiliation of the school with...	Aug. 21, 1980	Case		—
Mentioned by	**241.** The Alzena 14 F. 174, 176 , E.D.Pa. In Admiralty. Hearing on libel and answer. The Clymene, 9 FED.REP. 165, and 12 FED.REP. 346, followed.	Oct. 13, 1882	Case		—
Mentioned by	**242.** Waters v. Plyborn 93 F.Supp. 651, 652 , E.D.Tenn. Dale B. Waters and Linda Waters brought actions against Roy Plyborn and H. W. Blankenship to recover for damages resulting from collision of automobiles. The defendants moved for...	Nov. 01, 1950	Case		—
Mentioned by	**243.** Colon Health Centers of America, LLC v. Hazel 2012 WL 4105063, *8 , E.D.Va. This case is before the Court on State Defendants' Federal Rules of Civil Procedure 12(a)(1)(A)(i) and 12(b)(6), Moton To Dismiss Plaintiffs' Complaint for failure to state a claim...	Sep. 14, 2012	Case		—
Mentioned by	**244.** C.N. Nelson Lumber Co. v. Town of Loraine 22 F. 54, 57 , C.C.W.D.Wis. At Law.	1884	Case		—
Mentioned by	**245.** Board of Trustees of University of Ill. v. U.S. 1932 WL 2212, *31 , Cust. & Pat.App. Appeal from United States Customs Court, T. D. 44758 [Affirmed.]	June 20, 1932	Case		—
Mentioned by	**246.** Foster v. Jefferson County Quorum Court 901 S.W.2d 809, 824 , Ark. Action was brought for declaratory judgment that county sales tax was an unconstitutional illegal exaction. The Circuit Court, Jefferson County, Russell Rogers, J., entered...	June 19, 1995	Case		—
Mentioned by	**247.** State v. Marsh 37 Ark. 356, 357 , Ark. It appears from the transcript in this case that on the twenty-third of July, 1880, an information, in writing and under oath, etc., was filed before a Justice of the Peace of...	Nov Term 1881	Case		—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
Mentioned by	**248.** In re King 90 Cal.Rptr. 15, 21+ , Cal. Petition for habeas corpus. The Supreme Court, Tobriner, J., held that provision of welfare statute punishing as a felon nonsupporting father who remains out of state for 30 days...	Oct. 02, 1970	Case		—
Mentioned by	**249.** People v. Central Pac. R. Co. 43 Cal. 398, 404+ , Cal. This action is brought to recover of the railroad company the taxes upon some ninety-two miles of railroad and telegraph line, the property of the company, lying within two of the...	Apr Term 1872	Case		—
Mentioned by	**250.** Bethlehem Steel Corp. v. Board of Com'rs of Dept. of Water and Power of City of Los Angeles 80 Cal.Rptr. 800, 805 , Cal.App. 2 Dist. Domestic steel manufacturer brought action against city department of water and power and certain of its contractors to prevent the department from performing or awarding contracts...	Sep. 18, 1969	Case		—
Mentioned by	**251.** Hoxie v. New York, N. H. & H. R. Co. 73 A. 754, 759 , Conn. Appeal from Superior Court, New London County; Ralph Wheeler, Judge. Action by William H. Hoxie against the New York, New Haven & Hartford Railroad Company. From a judgment for...	July 20, 1909	Case		—
Mentioned by	**252.** State v. Abellano 441 P.2d 333, 335 , Hawai'i Defendants were charged with violating ordinance which made it unlawful for any person to engage, or participate in, or to be present at, any codkfighting exhibition. The District...	May 23, 1968	Case		—
Mentioned by	**253.** People v. Moore 1 Idaho 504, 505 , Idaho Terr. This action is brought by the district attorney against the defendant, to collect taxes on personal property. The defendant appeared and filed a demurrer to the plaintiff's...	Jan Term 1873	Case		—
Mentioned by	**254.** Harmon v. City of Chicago 110 Ill. 400, 403 , Ill. Only two sections of the ordinance which it is alleged was violated were introduced in evidence. So far as anything appears in the record, they seem to have no necessary connection...	June 13, 1884	Case		—
Mentioned by	**255.** Magner v. People 97 Ill. 320, 328+ , Ill. The grounds upon which it is argued the judgment below should be reversed, are-- 1st. Because the statute does not condemn the possession or sale of quail taken and killed beyond...	Feb. 03, 1881	Case		—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
Mentioned by	**256.** Jamieson v. Indiana Natural Gas & Oil Co. 28 N.E. 76, 84 , Ind. Appeal from circuit court, Porter county; William Johnston, Judge. Complaint by Egbert Jamieson, a stockholder in the Indiana Natural Gas & Oil Company, for an injunction to...	June 20, 1891	Case		—
Mentioned by	**257.** State ex rel. Collens v. Clinton 26 La.Ann. 406, 413 , La. Appeal from the Superior District Court, parish of Orleans. Hawkins, J.	May 1874	Case		—
Mentioned by	**258.** Com. v. Housatonic R. R. 9 N.E. 547, 552 , Mass. Tort to recover a penalty as provided in section 2 of chapter 338 of the acts of 1885. Trial in the superior court, before BARKER, J., where judgment was entered for the plaintiff,...	Jan. 07, 1887	Case		—
Mentioned by	**259.** Ward v. State 31 Md. 279, 287 , Md. The appellant was indicted for that, not being a permanent resident of this State, he did, on December 4th, 1868, sell, by sample, within the limits of Baltimore City, certain...	July 02, 1869	Case		—
Mentioned by	**260.** Harris v. Commissioner of Revenue 1976 WL 885, *3 , Minn.Tax The taxpayer moved from Minnesota to Georgia in 1973 and deducted his moving expense as allowed on his federal return. In computing his Minnesota income tax he failed to add his...	Aug. 05, 1976	Case		—
Mentioned by	**261.** Kenney v. Hannibal & St. J.R. Co. 62 Mo. 476, 476 , Mo. 1. Wilson vs. Kansas City, St. Jo. & C. B. R. R. Co. (60 Mo., 184), affirmed. Appeal from Grundy Circuit Court. I. The acts of the State of Missouri, which prohibited railroal...	May Term 1876	Case		—
Mentioned by	**262.** State v. Welton 55 Mo. 288, 288 , Mo. The defendant was indicted for selling goods without a license, and found guilty, but claimed that the Act requiring him to take out a license was unconstitutional, because it...	1874	Case		—
Mentioned by	**263.** State v. Central Pac. R. Co. 7 Nev. 99, 100 , Nev. The state filed a complaint, in the usual statutory form, against the defendant, for the recovery of a tax due and unpaid for the year 1869. The defendant's answer was demurred to,...	Oct. 01, 1871	Case		—
Mentioned by	**264.** Ex parte Martin 7 Nev. 140, 141 , Nev. The statute under which the petitioner was convicted, (Stats. of 1871, 142) requires the affixing of a stamp to such a bill as that drawn by him. It levies upon foreign bills the...	Oct Term 1871	Case		—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
Mentioned by	**265.** **Commonwealth of Massachusetts v. Klaus** 130 N.Y.S. 713, 721 , N.Y.A.D. 1 Dept. Appeal from Special Term, New York County. On motion by the People for an order for the issuance of a subpœna requiring Rembrandt Peale to appear and testify in a criminal...	July 07, 1911	Case		—
Mentioned by	**266.** **People v. Green** 451 N.Y.S.2d 970, 971 , N.Y.Sup. Defendant challenged People's predicate felony offender information. The Supreme Court, Irving Lang, J., held that invalid banishment condition of probation imposed by South...	June 15, 1982	Case		—
Mentioned by	**267.** **Matter of Kathie L.** 418 N.Y.S.2d 859, 862 , N.Y.Fam.Ct. In proceeding on petition to have 15-year-old alleged runaway child from Florida adjudged a person in need of supervision and to have her returned in accordance with Interstate...	June 20, 1979	Case		—
Mentioned by	**268.** **McNeely & Price Co. v. Philadelphia Piers** 196 A. 846, 850 , Pa. Original Jurisdiction No. 270, January term, 1937. Original bill in equity by the McNeely & Price Company against Philadelphia Piers, Inc., and others for a preliminary injunction...	Jan. 24, 1938	Case		—
Mentioned by	**269.** **Insurance Co. of North America v. Commonwealth** 6 W.N.C. 177, 177 , Pa. By the Act of March 20th 1877, imposing a tax upon "the entire amount of premiums received by insurance companies," it was intended to tax all the business of such companies as...	1878	Case		—
Mentioned by	**270.** **Collins v. Society for the Relief of Distressed & Decayed Pilots** 73 Pa. 194, 196 , Pa. 1. The Act of March 24th 1851, provides that a vessel licensed to coast not taking a pilot shall pay half pilotage and one not licensed full pilotage:--“and all half pilotage,...	1873	Case		—
Mentioned by	**271.** **In re Struchmanczuk's Estate** 1967 WL 5891, *5 , Pa.Orph. Semen Struchmanczuk died, intestate, November 5, 1964, a resident of Philadelphia. He was survived by a widow, Matrona Stakhovna Struchmanczuk, and a daughter, Slavka...	1967	Case		—
Mentioned by	**272.** **Higgins v. Rinker** 47 Tex. 381, 390 , Tex. The objections made by appellants to the validity of the taxes brought in question in this case are, that the law by which they are levied, is repugnant to the fourth paragraph of...	1877	Case		—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
Mentioned by	**273.** **Ex parte Bright** 1 Utah 145, 147 , Utah Terr. In our country the army derives its existence from the civil government; and it can be controlled, increased, diminished, or abolished by that government, either in time of war or...	1874	Case		—
Mentioned by	**274.** **Caribbean Carriage Company, Inc. v. Cruz Soto** 2016 WL 1358053, *4 , TCA Comparecen ante nos mediante recurso de apelación Caribbean Carriage Company, Inc., el señor Eladio Dávila y la señora Zauda Ayala Cardona (en adelante Caribbean Carriage, señor...	Feb. 29, 2016	Case		—
Mentioned by	**275.** **COMPTROLLER GENERAL WARREN TO THE SECRETARY OF THE INTERIOR** 1941 WL 724, *3 , Comp.Gen. SHIP DUES ASSESSED BY LOCAL ORDINANCE OF THE VIRGIN ISLANDS OF AUGUST 6, 1914, ON THE BASIS OF GOODS LOADED OR UNLOADED AT THE PORTS OF ST. THOMAS OR ST. JOHN, V.I., ARE, IN...	May 23, 1941	Administrative Decision		—
Referred to in	**276.** **Waldman v. British Columbia (Medical Services Commission)** 1997 WL 1921681 , B.C. S.C.	July 30, 1997	Case	—	—
—	**277.** **Using Federalism to Protect Political Communication: Implications from Federal Representative Government** 31 Melb. U. L. Rev. 239 , 249+ [The recognition of the implied freedom of political communication has been the subject of much controversy. Although a unanimous High Court in Lange v Australian Broadcasting...	2007	Law Review	—	—
—	**278.** **Validity, construction, and effect of municipal residency requirements for teachers, principals, and other school employees** 75 A.L.R.4th 272 This annotation collects and analyzes those cases in which federal and state courts have discussed and determined the validity of, or have construed and applied, requirements...	1990	ALR	—	—
—	**279.** **Constitutional Rights of the Accused s 1:12, § 1:12. The right to travel** In a series of decisions, not involving criminal prosecutions, the Supreme Court has recognized the right to travel as a basic constitutional right. In Attorney General of New York...	2023	Other Secondary Source	—	—
—	**280.** **Federal Banking Law Reporter 307100, BURNET, COMMISSIONER OF INTERNAL REVENUE, V. CORONADO OIL & GAS CO.** Federal Banking Law Reporter BURNET, COMMISSIONER OF INTERNAL REVENUE, v. CORONADO OIL & GAS CO. BURNET v. CORONADO OIL & GAS CO., 285 U.S. 393 (1932) CERTIORARI TO THE COURT OF APPEALS OF THE DISTRICT OF...	1932	Other Secondary Source	—	—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
—	**281. Gov. Discrim.: Equal Protection Law & Litig. s 1:3, § 1:3. The Fourteenth Amendment** To ensure constitutional support for newly passed civil rights legislation to protect the recently emancipated slaves, Congress proposed, and the states ratified, the Thirteenth,...	2024	Other Secondary Source	—	—
—	**282. Gov. Discrim.: Equal Protection Law & Litig. s 11:2, § 11:2. Residency and travel** Although the right to travel is not explicitly referred to in the Constitution, such freedom of movement is consistent with the common market concept as established under the...	2024	Other Secondary Source	—	—
—	**283. Hartman and Trost, Federal Limitations on State and Local Tax s 13:2, § 13:2. Enplaning fees** In Evansville Airport, the question before the Court was whether a charge by a State and a municipality of $1 per commercial airline passenger to help recoup the costs of airport...	2023	Other Secondary Source	—	—
—	**284. Hartman and Trost, Federal Limitations on State and Local Tax s 2:13, § 2:13. Cooley case doctrine of concurrent power over commerce** After Brown v. State of Maryland, perhaps the next case of any considerable consequence that shaped commerce clause doctrine with respect to the power of the States was Cooley v....	2023	Other Secondary Source	—	—
—	**285. McQuillin The Law of Municipal Corporations s 19:109, § 19:109. Tax ordinances —Operations or objects of commerce** Generally, a state or municipality may tax instrumentalities, operations or objects of interstate and foreign commerce so long as they do not unduly burden or discriminate against...	2024	Other Secondary Source	—	—
—	**286. Modern Constitutional Law APP A, Appendix A. Supreme Court Justices**	2023	Other Secondary Source	—	—
—	**287. Modern Constitutional Law s 20:2, § 20:2. Generally** In 1824, the Supreme Court found that federal power to regulate interstate commerce placed implied limits on state interference with that commerce. As early as 1867, Chief Justice...	2023	Other Secondary Source	—	—
—	**288. Modern Constitutional Law s 14:26, § 14:26. Generally** In his opinion for the Supreme Court in Saenz v. Roe, Justice Stevens identified three different components of the right to travel: first, to move freely from one place to another,...	2023	Other Secondary Source	—	—
—	**289. Modern Constitutional Law s 14:27, § 14:27. Freedom of movement within and among states** In 1868, the United States Supreme Court invalidated a Nevada tax of $1 imposed upon all vehicular passengers leaving the state. The Justices stated that every citizen of the...	2023	Other Secondary Source	—	—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
—	**290. Modern Constitutional Law s 19:11, § 19:11. Generally** The Supreme Court Justices recognized the existence of rights, privileges and immunities of United States citizenship prior to ratification of the Fourteenth Amendment. In Crandall...	2023	Other Secondary Source	—	—
—	**291. Modern Constitutional Law s 19:12, § 19:12. The right to travel** In 1868, just prior to the ratification of the Fourteenth Amendment, the Supreme Court ruled that the right of travel throughout the United States was a right, privilege, or...	2023	Other Secondary Source	—	—
—	**292. Modern Constitutional Law s 19:13, § 19:13. Additional fundamental privileges or immunities** In the Slaughter-House Cases of 1873 the Court ruled that freedom of enterprise (specifically freedom from monopolies in trade) was not a Fourteenth Amendment privilege or...	2023	Other Secondary Source	—	—
—	**293. RIA All States Tax Guide 964, SAN ANTONIO INDEPENDENT SCHOOL DISTRICT, et al., Appellants v. DEMETRIO P. RODRIGUEZ, et al.** RIA All States Tax Guide U.S. Supreme Court 71-1332 Argued October 12, 1972. 411 US 1 93 S Ct 1278 36 L Ed 2d 16 The state may constitutionally finance schools through local property taxes, supplemented by...	1973	Other Secondary Source	—	—
—	**294. State Taxation P 4.08, 4.08 THE FREE TRADE APPROACH TO THE COMMERCE CLAUSE** Beginning in the late 1860s, the Court encountered an increasing number of cases involving state taxes on interstate business, and it began to delineate the restraints that the...	2024	Other Secondary Source	—	—
—	**295. Treatise on Constitutional Law s 11.10(a), § 11.10(a). Commerce as Movement or Persons** The judicial definition of commerce includes the movement of persons. Thus, the commerce clause is one of several constitutional provisions that litigants invoke to challenge state...	2024	Other Secondary Source	—	—
—	**296. Treatise on Constitutional Law s 18.38(b), § 18.38(b). Early Decisions of the Court** The right to travel has been recognized in one form or another throughout the history of the Republic. The Articles of Confederation explicitly recognized the right of the people...	2024	Other Secondary Source	—	—
—	**297. Witkin, California Summary 10th Taxation s 90, Privilege of Using Airport.** Witkin, California Summary 10th Taxation The theory of Aero Mayflower Transit Co. v. Board of R. Commrs. of Montana (1947) 332 U.S. 495, 68 S.Ct. 167, 92 L.Ed. 99, supra, § 89, and Capitol Greyhound Lines v. Brice (1950)...	2024	Other Secondary Source	—	—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
—	**298. Am. Jur. 2d Constitutional Law s 813, § 813. Particular rights protected by the Privileges and Immunities Clause of the 14th Amendment** Am. Jur. 2d Constitutional Law Courts have recognized the following as rights of national citizenship protected by the Privileges and Immunities Clause of the 14th Amendment— the right to pass freely from state...	2024	Other Secondary Source	—	—
—	**299. Am. Jur. 2d War s 8, § 8. War power of federal government, generally; establishment of multinational economic embargo** Am. Jur. 2d War The war power of the United States national government is the power to wage war successfully. The Constitution allocates the power over foreign affairs to the federal government...	2024	Other Secondary Source	—	—
—	**300. BOGUS REFUNDS & BAD PENALTIES: THE FECKLESS AND FIXABLE REFUND PENALTY SYSTEM** 48 Akron L. Rev. 547 , 583+ I. Introduction. 548 II. Tax Penalties, Refunds and Tax Shelters. 552 A. Refund Schemes. 553 1. Fraudster Refund Schemes. 554 2. Gamers Refund Schemes. 559 B. Erroneous...	2015	Law Review	—	—
—	**301. WHY "PRIVILEGES OR IMMUNITIES"? AN EXPLANATION OF THE FRAMERS' INTENT** 42 Akron L. Rev. 1111 , 1127+ In the Slaughter-House Cases, Justice Field accused the majority of turning the Fourteenth Amendment's Privileges or Immunities Clause into a "vain and idle enactment which...	2009	Law Review	—	—
—	**302. REBUILDING THE SLAUGHTER-HOUSE: THE CASES' SUPPORT FOR CIVIL RIGHTS** 42 Akron L. Rev. 1129 , 1164+ The Slaughter-House Cases have a bad reputation for good reason. Justice Miller's narrow reading of the Privileges or Immunities Clause was used to prevent the federal government...	2009	Law Review	—	—
—	**303. UNINTENDED CONSEQUENCES OF THE FOURTEENTH AMENDMENT AND WHAT THEY TELL US ABOUT ITS INTERPRETATION** 39 Akron L. Rev. 289 , 306+ The Fourteenth Amendment has been compared to a "second American Constitution." Indeed, it is said that more litigation is based upon the Fourteenth Amendment or its...	2006	Law Review	—	—
—	**304. CONGRESSIONAL ENFORCEMENT OF CIVIL RIGHTS AND JOHN BINGHAM'S THEORY OF CITIZENSHIP** 36 Akron L. Rev. 717 , 769 In the Twentieth Century, Congress' power to enact civil rights legislation, and make it privately enforceable against states and private parties, became widely recognized as one...	2003	Law Review	—	—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
—	**305.** **JUDGE JOHNSON AND THE KALEIDOSCOPIC FIRST AMENDMENT** 71 Ala. L. Rev. 755 , 772 Introduction. 756 I. Selma and Williams v. Wallace. 757 II. Free Speech. 759 III. Assembly. 760 IV. Petition. 763 V. Free Speech and Assembly and Petition. 766 Coda: Religion. 772	2020	Law Review	—	—
—	**306.** **BEHIND THE MASK: ANALYZING LEGAL POWERS TO MANDATE FACE COVERINGS IN PUBLIC PLACES AMID A GLOBAL PANDEMIC** 84 Alb. L. Rev. 73 , 129 In 2020, a year when a pandemic ravaged the globe and one of the most controversial presidential elections in modern history roiled the nation, a simple face covering became...	2021	Law Review	—	—
—	**307.** **FINISHING WHAT QUILL STARTED: THE TRANSACTIONAL NEXUS TEST FOR STATE USE TAX COLLECTION** 59 Alb. L. Rev. 1449 , 1484 I. Introduction. 1450 II. Background. 1452 A. Due Process Limitations on Use Tax Collection. 1453 B. Commerce Clause Limitations on Use Tax Collection. 1461 III. The Current...	1996	Law Review	—	—
—	**308.** **GETTING TO ABROGATION** 75 Am. Bankr. L.J. 447 , 477 Since the Supreme Court held in Seminole that Congress can abrogate states' sovereign immunity only by exercise of its enforcement powers under § 5 of the Fourteenth Amendment, a...	2001	Law Review	—	—
—	**309.** **THE FEDERALIST COST OF BANKRUPTCY EXEMPTION REFORM** 74 Am. Bankr. L.J. 227 , 274 A debate is raging regarding whether we are witnessing a crisis in bankruptcy in the United States. As Professor Elizabeth Warren has reported in her recent work, The Bankruptcy...	2000	Law Review	—	—
—	**310.** **ALITO versus ROE v. WADE: DOBBS AS A MEANS OF CIRCUMVENTION, AVOIDANCE, ATTENUATION AND BETRAYAL OF THE CONSTITUTION** 31 Am. U.J. Gender Soc. Pol'y & L. 1 , 23 I. Introduction. 1 II. Charting Justice Alito's "Scheme" of Abnegation. 3 A. Justice Alito's Dismantling of Roe and Casey. 3 B. Justice Alito's Sleight of Hand and...	2023	Law Review	—	—
—	**311.** **PRO-CHOICE (OF LAW): EXTRATERRITORIAL APPLICATION OF STATE LAW USING ABORTION AS A CASE STUDY** 31 Am. U.J. Gender Soc. Pol'y & L. 195 , 205+ I. Introduction. 197 II. Background. 200 A. Commerce Clause. 200 B. Equal Treatment and Privileges Under the Law. 203 1. Article IV Privileges and Immunities...	2023	Law Review	—	—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
—	**312.** **WORKING 9 TO 5? EQUAL PROTECTION AND STATES' EFFORTS TO IMPOSE WORK REQUIREMENTS FOR MEDICAID ELIGIBILITY** 69 Am. U. L. Rev. 703 , 741 Since the election of Donald Trump, states' efforts to reform and ultimately curtail the welfare state have flourished. Following the lead of the federal government, many states...	2019	Law Review	—	—
—	**313.** **THE "NEW JUDICIAL FEDERALISM" BEFORE ITS TIME: A COMPREHENSIVE REVIEW OF ECONOMIC SUBSTANTIVE DUE PROCESS UNDER STATE CONSTITUTIONAL LAW SINCE 1940 AND THE REASONS FOR ITS RECENT DECLINE** 55 Am. U. L. Rev. 457 , 540 Introduction. 458 I. Defining Economic Substantive Due Process: What is Included in This Study and What is Not. 463 A What Falls Under the "Economic Substantive Due Process"...	2005	Law Review	—	—
—	**314.** **FREE MOVEMENT: A FEDERALIST REINTERPRETATION** 49 Am. U. L. Rev. 433 , 469+ Introduction. 433 I. The Constitutional Value of Limitations Based on Federalist Principles. 436 A. The Comity and Commerce Clauses. 436 B. The Free Movement Principle. 439 II....	1999	Law Review	—	—
—	**315.** **PROTECTING THE FIRST AMENDMENT RIGHT TO PETITION: IMMUNITY FOR DEFENDANTS IN DEFAMATION ACTIONS THROUGH APPLICATION OF THE NOERR-PENNINGTON DOCTRINE** 31 Am. U. L. Rev. 147 , 176 Whenever a private citizen complains to the government that an individual or corporation is violating the law, the complainant becomes vulnerable to a potentially long and costly...	1981	Law Review	—	—
—	**316.** **IMPLIED FUNDAMENTAL RIGHTS AND THE RIGHT TO TRAVEL WITH ARMS FOR SELF-DEFENSE: AN APPLICATION OF GLUCKSBERG TO ANGLO-AMERICAN HISTORY AND TRADITION** 69 Am. U. L. Rev. F. 69 , 124 The Supreme Court's decisions in District of Columbia v. Heller and McDonald v. City of Chicago affirmed that the Second Amendment protects an individual right to keep functional...	2020	Law Review	—	—
—	**317.** **"THEY THE PEOPLE": A COMMENT ON U.S. TERM LIMITS, INC. v. THORNTON** 38 Ariz. L. Rev. 859 , 871 In this Comment, I aim to build upon Professor Nagel's astute observations, with which I am largely in agreement. In particular, I want to focus on two ironies that I believe are...	1996	Law Review	—	—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
—	**318.** **WHAT HAPPENS IF ROE IS OVERRULED? EXTRATERRITORIAL REGULATION OF ABORTION BY THE STATES** 35 Ariz. L. Rev. 87 , 171+ C1-2Table of Contents I. Introduction. 88 II. The Irish Abortion Decision. 92 III. State Extraterritorial Application Of Criminal Law. 95 A. Criminal Jurisdiction...	1993	Law Review	—	—
—	**319.** **VACCINE PASSPORTS AS A CONSTITUTIONAL RIGHT** 54 Ariz. St. L.J. 25 , 59+ Does the U.S. Constitution guarantee a right to a vaccine passport? In the United States and elsewhere, vaccine passports have existed for over a century, but became politically...	2022	Law Review	—	—
—	**320.** **THE FORGOTTEN RULE: RULE 16.2(E) OF THE ARKANSAS RULES OF CRIMINAL PROCEDURE** 66 Ark. L. Rev. 661 , 704+ Many times lawyers and judges must read a multitude of cases on the same issue to discern the current state of the law. But lawyers and judges have even more trouble predicting how...	2013	Law Review	—	—
—	**321.** **ARTICLE 2031B AND RULE 108 AFTER HALL v. HELICOPTEROS: ANOTHER PROPOSAL** 34 Baylor L. Rev. 497 , 514 Since its enactment in 1959, state and federal courts have struggled to properly interpret the Texas long arm statute, article 2031b ("2031b"). The most troublesome issue has...	1982	Law Review	—	—
—	**322.** **LOCAL PREFERENCES IN AFFORDABLE HOUSING: SPECIAL TREATMENT FOR THOSE WHO LIVE OR WORK IN A MUNICIPALITY?** 36 B.C. Envtl. Aff. L. Rev. 207 , 238 Abstract: Local governments are increasingly granting preference to local residents and employees when selecting occupants for affordable housing set-asides. These preferences risk...	2009	Law Review	—	—
—	**323.** **RECONCEPTUALIZING HYBRID RIGHTS** 61 B.C. L. Rev. 2355 , 2418 Introduction. 2357 I. Non-Controversial Hybrid Rights: Of Roaden and Speiser. 2366 II. Controversial Hybrid Rights: Of Smith and Obergefell. 2374 III. The Commonality of Hybrid...	2020	Law Review	—	—
—	**324.** **THE FEDERALISM ARMS RACE OVER ABORTION** 103 B.U. L. Rev. 2251 , 2285+ In the wake of Dobbs v. Jackson Women's Health Organization and the formal reversal of Roe v. Wade, abortion has become illegal in about one-third of the United States. While...	2023	Law Review	—	—

 © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
—	**325.** **BREAKING UP IS HARD TO DO: MINI-DOMA STATES, MIGRATORY SAME-SEX MARRIAGE, DIVORCE, AND A PRACTICAL SOLUTION TO PROPERTY DIVISION** 89 B.U. L. Rev. 1355 , 1396 Introduction. 1356 I. Same-Sex Marriage and Current Challenges to Its Free Enjoyment. 1357 A. The State of Legally Recognized Same-Sex Relationships in the United States. 1357 ...	2009	Law Review	—	—
—	**326.** **"AMERICA'S LOST CAUSE": THE UNCONSTITUTIONALITY OF CRIMINALIZING OUR COUNTRY'S HOMELESS POPULATION** 18 B.U. Pub. Int. L.J. 315 , 348 [The Constitution] was framed upon the theory that the peoples of the several states must sink or swim together, and that in the long run prosperity and salvation are in union and...	2009	Law Review	—	—
—	**327.** **THE CONSTITUTIONAL LYNCHPIN OF LIBERTY IN AN AGE OF NEW FEDERALISM: REPLACING SUBSTANTIVE DUE PROCESS WITH THE RIGHT TO TRAVEL** 45 Brandeis L.J. 469 , 494+ The Court's substantive due process approach has attracted criticism ever since it was used to find a constitutional right of privacy. Essentially, substantive due process has...	2007	Law Review	—	—
—	**328.** **DISPARATE TREATMENT OF STUDENTS IN A SIMILAR CLASS: THE CONSTITUTIONALITY OF KENTUCKY'S METHOD OF DETERMINING RESIDENCY STATUS FOR ADMISSION AND TUITION ASSESSMENT PURPOSES** 40 Brandeis L.J. 1037 , 1064 Fundamental to the United States of America is that it is a Federalist nation-all the separate states are united under one central authority, while each maintains certain...	2002	Law Review	—	—
—	**329.** **THE CONGRUENT CONSTITUTION (PART ONE): INCORPORATION** 48 B.Y.U. L. Rev. 1 , 41+ In Barron v. Mayor of Baltimore (1833), the Supreme Court held that the Bill of Rights applied to the federal government alone. Following the adoption of the Fourteenth Amendment...	2022	Law Review	—	—
—	**330.** **THE CONGRUENT CONSTITUTION (PART TWO): REVERSE INCORPORATION** 48 B.Y.U. L. Rev. 303 , 359+ In Bolling v. Sharpe (1954), a companion case to Brown v. Board of Education, the Supreme Court thought it "unthinkable" that the Equal Protection Clause would not apply to the...	2022	Law Review	—	—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
—	**331.** SQUARE PEGS, ROUND HOLE: THE FOURTH AMENDMENT AND PREFLIGHT SEARCHES OF AIRLINE PASSENGERS IN A POST-9/11 WORLD 2006 B.Y.U. L. Rev. 1631 , 1667 September 11, 2001 marked a day of tragedy on which thousands of people lost their lives. As a result, the dangers of hijacking became a heightened subject of concern for America....	2006	Law Review	—	—
—	**332.** THE RIGHT TO KEEP AND BEAR ARMS IN LIGHT OF THORNTON: THE PEOPLE AND ESSENTIAL ATTRIBUTES OF SOVEREIGNTY 1998 B.Y.U. L. Rev. 137 , 175 Few people think about gun control and term limits in the same way. They generally favor one or the other, but not both or neither. The thesis of this Article, however, is that the...	1998	Law Review	—	—
—	**333.** BAKER AND SOME RECIPES FOR DISASTER: ON DOMA, COVENANT MARRIAGES, AND FULL FAITH AND CREDIT JURISPRUDENCE 64 Brook. L. Rev. 307 , 351+ In Baker v. General Motors Corp., the Supreme Court held that Missouri was not constitutionally required to give full faith and credit to a Michigan injunction barring an...	1998	Law Review	—	—
—	**334.** "PUT YOUR BODY ON THE LINE:" CIVIL DISOBEDIENCE AND INJUNCTIONS 59 Brook. L. Rev. 1497 , 1550 The issue of abortion is one of the most divisive facing American society today. Both sides include among their ranks people almost fanatically devoted to views that are themselves...	1994	Law Review	—	—
—	**335.** IT'S NOT BLACK AND WHITE: SPENCER v. CASAVILLA AND THE USE OF THE RIGHT OF INTRASTATE TRAVEL IN SECTION 1985(3) 57 Brook. L. Rev. 473 , 524 The Second Circuit's decision in Spencer v. Casavilla recognized the right of intrastate travel and allowed it to be used for the first time in the context of a civil rights claim...	1991	Law Review	—	—
—	**336.** REHNQUIST, RECUSAL, AND REFORM 53 Brook. L. Rev. 589 , 667+ In September 1986, the Senate confirmed William H. Rehnquist as Chief Justice of the United States by a vote of 66 to 33, an unusually close vote for a successful Supreme Court...	1987	Law Review	—	—
—	**337.** FACT AND FICTION ABOUT FACIAL CHALLENGES 99 Calif. L. Rev. 915 , 974 The Justices of the U.S. Supreme Court have frequently insisted that "facial challenges" to the validity of statutes are and ought to be rare. Based partly on an empirical survey...	2011	Law Review	—	—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
—	**338.** ERIE AND PROBLEMS OF CONSTITUTIONAL STRUCTURE 96 Calif. L. Rev. 661 , 697 Bradford Clark may have drawn more lessons from the Supremacy Clause than anyone in history. For Clark, these few dozen words govern more than federal preemption. They also...	2008	Law Review	—	—
—	**339.** REAR-VIEW MIRROR: STATUTORY AND CONSTITUTIONAL ISSUES RAISED AMIDST GOVERNOR ROY COOPER'S COVID-19 SHUTDOWN ORDERS 44 Campbell L. Rev. 81 , 111 The COVID-19 pandemic rattled the world. Upon its arrival in the United States, the virus resulted in governors across the country using broad emergency powers to deal with the...	2021	Law Review	—	—
—	**340.** REQUIRED, PERMISSIBLE, AND IMPERMISSIBLE FORMS OF FEDERAL JUDICIAL ASSISTANCE TO SELF-REPRESENTED LITIGANTS: TOWARD ESTABLISHMENT OF A JUDICIAL DUTY OF REASONABLE ASSISTANCE 25 Cardozo J. Equal Rts. & Soc. Just. 217 , 250 Table of Contents Introduction. 218 Part I--Source of the Right to Self-Representation. 219 A. Self-Representation in Criminal Cases. 219 B. Self-Representation in Civil...	2019	Law Review	—	—
—	**341.** THE GRISWOLD DIAGRAMS: TOWARD A UNIFIED THEORY OF CONSTITUTIONAL RIGHTS 28 Cardozo L. Rev. 623 , 713 Four decades after Griswold v. Connecticut, the fundamental controversy regarding the exercise of judicial review by the Supreme Court in our constitutional system remains the...	2006	Law Review	—	—
—	**342.** NINE-HEADED CAESAR: THE SUPREME COURT'S THUMBS-UP APPROACH TO THE RIGHT TO TRAVEL 51 Case W. Res. L. Rev. 297 , 352+ The requirement that (the Court's holdings make sense) is the only thing that prevents this Court from being some sort of nine-headed Caesar, giving thumbs-up or thumbs-down to...	2000	Law Review	—	—
—	**343.** THE SCARLET L: HAVE RECENT DEVELOPMENTS IN LOBBYING REGULATION GONE TOO FAR? 60 Cath. U. L. Rev. 505 , 511+ The American people are tired of a Washington that's only open to those with the most cash and the right connections. They're tired of a political process where the vote you cast...	2011	Law Review	—	—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
—	**344.** THE CONSTITUTION IN THE SUPREME COURT: THE PREFERRED-POSITION DEBATE, 1941-1946 37 Cath. U. L. Rev. 39 , 71 While the Supreme Court grappled with questions arising out of the Second World War, ordinary life went on. In a large number of decisions more remote from the emotions and...	1987	Law Review	—	—
—	**345.** CHARLES FAIRMAN, FELIX FRANKFURTER, AND THE FOURTEENTH AMENDMENT 70 Chi.-Kent L. Rev. 1197 , 1273 I. Introduction. 1198 II. Shared Values. 1199 III. Professor Fairman and Professor Frankfurter. 1205 IV. The First Harvard Law Review Article. 1208 V. Justice Miller. 1209 VI....	1995	Law Review	—	—
—	**346.** CONSTRICTING THE LAW OF FREEDOM: JUSTICE MILLER, THE FOURTEENTH AMENDMENT, AND THE SLAUGHTER-HOUSE CASES 70 Chi.-Kent L. Rev. 627 , 688+ "[O]ne of the canons of construction never to be lost sight of is to give effect, if possible, to every word of the written law." Fourteenth Amendment author John A. Bingham...	1994	Law Review	—	—
—	**347.** FOSSIL FUEL ABOLITION: LEGAL AND SOCIAL ISSUES 41 Colum. J. Envtl. L. 223 , 266+ I. Introduction. 225 II. The Scope of the Problem. 227 III. The Case for Fossil Fuel Abolition. 230 A. The Ethical Case: Avoiding Harm. 230 B. The Practical Case: Scientific...	2016	Law Review	—	—
—	**348.** UNIFORM INTERNATIONAL TAX COLLECTION AND DISTRIBUTION FOR GLOBAL DEVELOPMENT, A UTOPIAN BEPS ALTERNATIVE 12 Colum. J. Tax. L. 126 , 171	2021	Law Review	—	—
—	**349.** CITIZENSHIP AND FREE MOVEMENT: EUROPEAN AND AMERICAN FEATURES OF A JUDICIAL FORMULA FOR INCREASED COMITY 12 Colum. J. Eur. L. 713 , 729+ This Article explores the judicial application of the doctrines of free movement and citizenship in the European Union and in the United States. A comparative examination of the...	2006	Law Review	—	—
—	**350.** AN ASSAULT ON THE FUNDAMENTAL RIGHT TO PARENTHOOD AND BIRTHRIGHT CITIZENSHIP: AN EQUAL PROTECTION ANALYSIS OF THE RECENT BAN OF THE MATRÍCULA CONSULAR IN TEXAS'S BIRTH CERTIFICATE APPLICATION POLICY 50 Colum. J.L. & Soc. Probs. 619 , 663 Recent changes in Texas's birth certificate application policy have made it nearly impossible for hundreds--and perhaps thousand--of undocumented immigrants to obtain birth...	2017	Law Review	—	—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
—	**351.** ARRESTING THE HOMELESS FOR SLEEPING IN PUBLIC: A PARADIGM FOR EXPANDING THE ROBINSON DOCTRINE 29 Colum. J.L. & Soc. Probs. 293 , 335 In recent years, at least thirty-nine American cities have initiated or continued policies that criminalize activities associated with homelessness. The prohibitions extend to the...	1996	Law Review	—	—
—	**352.** THE NEW ABORTION BATTLEGROUND 123 Colum. L. Rev. 1 , 100 This Article examines the paradigm shift that is occurring now that the Supreme Court has overturned Roe v. Wade. Returning abortion law to the states will spawn perplexing legal...	2023	Law Review	—	—
—	**353.** PATHETIC ARGUMENT IN CONSTITUTIONAL LAW 113 Colum. L. Rev. 1389 , 1481+ Pathetic argument, or argument based on pathos, persuades by appealing to the emotions of the reader or listener. In Aristotle's classic treatment, it exists in parallel to logical...	2013	Law Review	—	—
—	**354.** SECURING ACCESS TO TRANSPORTATION FOR THE URBAN POOR 105 Colum. L. Rev. 503 , 536 Prior to technological innovations allowing long-distance travel, there was little reason to venture far from home. But industrialization and labor specialization led to increased...	2005	Law Review	—	—
—	**355.** WHOSE IMMIGRATION LAW?: CITIZENS, ALIENS, AND THE CONSTITUTION STRANGERS TO THE CONSTITUTION: IMMIGRANTS, BORDERS, AND FUNDAMENTAL LAW. BY GERALD L. NEUMAN. PRINCETON: PRINCETON UNIVERSITY PRESS, 1996. PP. 283. $39.50. 97 Colum. L. Rev. 1567 , 1597+ In Strangers to the Constitution, Professor Gerald Neuman explores the constitutional foundations of immigration law and aliens' rights in the United States. In this Essay,...	1997	Law Review	—	—
—	**356.** JUDICIAL REVIEW OF CONGRESSIONAL SECTION FIVE ACTION: THE FALLACY OF REVERSE INCORPORATION 84 Colum. L. Rev. 1969 , 1991 Today, courts and commentators generally read the due process clause of the fifth amendment to incorporate the equal protection clause of the fourteenth amendment. "Reverse...	1984	Law Review	—	—
—	**357.** CONSTITUTIONAL PROTECTION OF FOREIGN TRAVEL 81 Colum. L. Rev. 902 , 931+ During the hostage crisis in Iran, President Carter promulgated an executive order that, in effect, prohibited United States citizens from travelling to that country. More...	1981	Law Review	—	—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
—	**358.** DOES THE CONSTITUTION MEAN WHAT IT ALWAYS MEANT? 77 Colum. L. Rev. 1029 , 1062 One does not have to dig very deeply into the literature of American constitutional law to suspect that many constitutional provisions do not mean today what their framers thought...	1977	Law Review	—	—
—	**359.** THE CLEAN AIR ACT AMENDMENTS OF 1970: A THREAT TO FEDERALISM? 76 Colum. L. Rev. 990 , 1028 During the latter half of 1975, decisions in three United States Courts of Appeals—Brown v. EPA, District of Columbia v. Train and Maryland v. EPA —seriously hampered the operation...	1976	Law Review	—	—
—	**360.** CONSTITUTIONALITY OF THE ECKHARDT OPEN BEACHES BILL 74 Colum. L. Rev. 439 , 447 One of the persisting and pervasive themes in the life of Mr. Justice Douglas has been his concern with preserving and holding open to public enjoyment the natural world around us....	1974	Law Review	—	—
—	**361.** RESIDENCE REQUIREMENTS AFTER SHAPIRO v. THOMPSON 70 Colum. L. Rev. 134 , 137+ The fact that a state conducts certain programs for its citizens does not mean that these benefits are available to all who live within its borders. The right to use state services...	1970	Law Review	—	—
—	**362.** THE CHILLING EFFECT IN CONSTITUTIONAL LAW 69 Colum. L. Rev. 808 , 842+ Lawyers are popularly known for their care in using words. The creation of a term of art in the crucial area of constitutional law is therefore an event of presumptive...	1969	Law Review	—	—
—	**363.** THE CONSTITUTIONAL RIGHT TO TRAVEL 56 Colum. L. Rev. 47 , 75 Twenty-seven years ago, Professor John Hanna viewed our ten dollar passport fee as a wrongful interference with the right to travel. Today, the objection seems bizarre in view of...	1956	Law Review	—	—
—	**364.** HE CANNOT CHOOSE BUT HEAR: THE PLIGHT OF THE CAPTIVE AUDITOR 53 Colum. L. Rev. 960 , 972 . a sì fatta pena, che s'altra è maggio, nulla è sì spiacente. TL INF. VI, 47-8. Science fiction has been called the literature of extrapolation. In the spring of last year one of...	1953	Law Review	—	—
—	**365.** SOME BASIC CONSTITUTIONAL RIGHTS OF ECONOMIC SIGNIFICANCE 51 Colum. L. Rev. 271 , 288+ The Constitution cannot guarantee absolute liberty to every individual. We are all restricted in our actions by numerous legal obligations imposed upon us by law and enforced by...	1951	Law Review	—	—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
—	**366.** THE NEBULOUS RIGHT TO TRAVEL AS A POSSIBLE LIMITATION ON "CHILD SAFETY ZONES": THE GREENWICH SEX OFFENDER ORDINANCE 10 Conn. Pub. Int. L.J. 441 , 476+ A proposed ordinance in Greenwich, Connecticut, (hereinafter "Greenwich Ordinance" or "Ordinance") involving sex offenders has caused some debate. The purpose of this Note is...	2011	Law Review	—	—
—	**367.** FREEDOM OF MOVEMENT: PROTECTING THE RIGHT TO TRAVEL FROM LOCATION TRACKING INTERFERENCE 16 Drexel L. Rev. 187 , 211+ Americans often take for granted the ability to travel freely throughout the United States. Nonetheless, the ability to travel freely enables Americans to move throughout the...	2024	Law Review	—	—
—	**368.** MCDONALD v. CHICAGO, THE MEANING-APPLICATION DISTINCTION, AND "OF" IN THE PRIVILEGES OR IMMUNITIES CLAUSE 11 Engage: J. Federalist Soc'y Prac. Groups 24 , 26+ In McDonald v. Chicago, the Supreme Court will consider whether the Second Amendment right of armed self-defense found in District of Columbia v. Heller applies to states under the...	2010	Law Review	—	—
—	**369.** COULD ARNOLD SCHWARZENEGGER RUN FOR PRESIDENT NOW? 6 Fla. Coastal L. Rev. 331 , 360+ It is spring 2008 and the Governor of California, Arnold Schwarzenegger, has announced his candidacy to become President of the United States of America. A great hue and cry erupts...	2005	Law Review	—	—
—	**370.** ACCESS TO THE COURTS AS A PRIVILEGE OR IMMUNITY OF NATIONAL CITIZENSHIP 40 Conn. L. Rev. 1477 , 1530+ This Article makes the claim that the right to court access for civil litigants, particularly the right to access the federal courts, is a privilege or immunity of national...	2008	Law Review	—	—
—	**371.** TRANSIENT JURISDICTION IS HERE TO STAY: BURHAM v. SUPERIOR COURT OF CALIFORNIA 23 Conn. L. Rev. 1125 , 1168 STATE court jurisdiction based solely on the personal service of an individual temporarily within the state's geographic boundaries for reasons unrelated to the cause of action, or...	1991	Law Review	—	—
—	**372.** COMPETITION POLICY AND THE GREAT DEPRESSION: LESSONS LEARNED AND A NEW WAY FORWARD 23 Cornell J.L. & Pub. Pol'y 255 , 336 The recent Great Recession has shaken the nation's faith in free markets and inspired various forms of actual or proposed regulatory intervention displacing free competition....	2013	Law Review	—	—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
—	**373.** **WHAT WE DON'T TALK ABOUT WHEN WE TALK ABOUT EXTRATERRITORIALITY:KIOBEL AND THE CONFLICT OF LAWS** 99 Cornell L. Rev. 1471 , 1531 Introduction. 1472 I. A Distant Atrocity. 1475 II. The Court Steps In: Sosa. 1478 III. Kiobel: An Unanticipated Question. 1483 IV. The Kiobel Opinions. 1485 V. Filartiga in...	2014	Law Review	—	—
—	**374.** **THE DORMANT COMMERCE CLAUSE SECURES RIGHTS WITHIN THE MEANING OF 42 U.S.C. s 1983: DENNIS v. HIGGINS** 25 Creighton L. Rev. 153 , 184+ Every person who, under color of any statute, ordinance, regulation, custom, or usage, of any State or Territory or the District of Columbia, subjects, or causes to be subjected,...	1991	Law Review	—	—
—	**375.** **MAJORITY BLACK DISTRICTS, KIRYAS JOEL, AND OTHER CHALLENGES TO AMERICAN NATIONALISM** 26 Cumb. L. Rev. 407 , 457 Incoherence plagues recent Supreme Court decisions striking down state legislatures' attempts to draw political boundaries requested by representatives of both African Americans...	1996	Law Review	—	—
—	**376.** **FREE AT LAST: REJECTING EQUAL SOVEREIGNTY AND RESTORING THE CONSTITUTIONAL RIGHT TO VOTE SHELBY COUNTY V. HOLDER** 8 Harv. L. & Pol'y Rev. 39 , 69+ The Supreme Court's decision in Shelby County v. Holder revitalizes the oldest and most demeaning official insult to African Americans in American constitutional history. Written...	2014	Law Review	—	—
—	**377.** **DOMA AND THE CONSTITUTION** 58 Drake L. Rev. 1011 , 1035+ I. Introduction. 1011 II. The Full Faith and Credit Provision. 1012 A. What Does the DOMA Full Faith and Credit Provision Do?. 1013 B. Due Process Protections. 1020 C....	2010	Law Review	—	—
—	**378.** **MR. JUSTICE MILLER'S CLAUSE: THE PRIVILEGES OR IMMUNITIES OF CITIZENS OF THE UNITED STATES INTERNATIONALLY** 56 Drake L. Rev. 1051 , 1058+ I. Introduction. 1052 II. Slaughter-House and Justice Miller. 1056 A. Privileges or Immunities as a Tautology. 1056 B. The Significance of United States Citizenship for...	2008	Law Review	—	—
—	**379.** **FEDERAL POWERS AFTER SEMINOLE TRIBE: CONSTITUTIONALLY BANKRUPT** 47 Drake L. Rev. 467 , 495 C1-3Contents I. Introduction. 467 II. Section 106 and Its History. 469 III. The Seminole Tribe Decision. 470 IV. The Eleventh Amendment. 471 V. Split of Authority Concerning the...	1999	Law Review	—	—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
—	**380.** **"OFFICER, WHERE'S MY STUFF?" The Constitutional Implications of a De Facto Property Disability for Homeless People** 1 Hastings Race & Poverty L.J. 57 , 109 Property can have no more dangerous, even if unwitting, enemy than one who would make its possession a pretext for unequal or exclusive civil rights. Although estimates vary...	2003	Law Review	—	—
—	**381.** **IN DEFENSE OF THE EQUAL SOVEREIGNTY PRINCIPLE** 65 Duke L.J. 1087 , 1171 The Supreme Court of the United States based its landmark decision in Shelby County v. Holder on the proposition that the Constitution contains "a fundamental principle of equal...	2016	Law Review	—	—
—	**382.** **WHAT HAPPENS TO A DREAM DEFERRED? : CLEANSING THE TAINT OF SAN ANTONIO INDEPENDENT SCHOOL DISTRICT V. RODRIGUEZ** 55 Duke L.J. 405 , 436 Half a century ago, the Supreme Court recognized the crucial role of public education in opening the doors of opportunity to all Americans. In its famous decision declaring school...	2005	Law Review	—	—
—	**383.** **FEDERALISM, CONGRESS, THE STATES AND THE TENTH AMENDMENT: ADRIFT IN THE CELLOPHANE SEA** 1987 Duke L.J. 769 , 799 Like Gaul, this essay is divided into three parts. The first two parts are adapted from a public address delivered at the Association of the Bar of the City of New York, as part...	1987	Law Review	—	—
—	**384.** **CONSTITUTIONAL LAW AS THOUGH THE CONSTITUTION MATTERED AMERICAN CONSTITUTIONAL INTERPRETATION. BY WALTER F. MURPHY, JAMES E. FLEMING, (FNaa) AND WILLIAM F. HARRIS, II. (FNaaa) THE FOUNDATION PRESS, INC., MINEOLA, NEW YOR** 1986 Duke L.J. 915 , 927 One easily might get the impression from taking a course in constitutional law or from dipping into judicial and academic discussion that the adjective 'constitutional' has no true...	1986	Law Review	—	—
—	**385.** **THE CONSTITUTION IN THE SUPREME COURT: CONTRACTS AND COMMERCE, 1836-1864** 1983 Duke L.J. 471 , 513 Continuing a study of the first hundred years of constitutional litigation, Professor Currie explores the decisions of the Taney period respecting the Contract and Commerce...	1983	Law Review	—	—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
—	**386.** OPERATION RESCUE VERSUS A WOMAN'S RIGHT TO CHOOSE: A CONFLICT WITHOUT A FEDERAL REMEDY? 32 Duq. L. Rev. 709 , 741 In recent years, Operation Rescue and other opponents of the constitutionally protected right of freedom of choice have employed an effective tactic to frustrate and impede women...	1994	Law Review	—	—
—	**387.** ABORTION, CITIZENSHIP, AND THE RIGHT TO TRAVEL 27 Employee Rts. & Emp. Pol'y J. 335 , 352+	2024	Law Review	—	—
—	**388.** RIGHTS UNDER THE NINTH AMENDMENT: NOT HARD TO IDENTIFY AFTER ALL 7 Fed. Cts. L. Rev. 35 , 83+ INTRODUCTION. 36 PART ONE: THE FOUNDERS SAW NO DIFFICULTY IN IDENTIFYING NINTH AMENDMENT RIGHTS. 39 Comments in Congress on the Bill of Rights. 39 The Virginia Ratifying...	2013	Law Review	—	—
—	**389.** THE CONSTITUTIONALITY OF THE TAXATION CONSEQUENCES FOR RENOUNCING U.S. CITIZENSHIP 9 Fla. Tax Rev. 961 , 1060+ I. Introduction. 963 II. Expatriation under Immigration Law. 963 III. Taxation of Aliens and Expatriates. 969 A. Residence and Source Taxation. 969 B. Worldwide...	2010	Law Review	—	—
—	**390.** ON OPTIONS OF CITIZENS AND MORAL CHOICES OF STATES: GAYS AND EUROPEAN FEDERALISM 33 Fordham Int'l L.J. 156 , 205 "It is meaningless to speak of morality when there is no choice." -- Kenneth Karst "Indeed, we have never held that moral disapproval, without any other asserted state interest,...	2009	Law Review	—	—
—	**391.** REFRAMING ARTICLE I, SECTION 8 89 Fordham L. Rev. 2003 , 2032 [T]he true objective of the American Constitution was not to limit but to create more power. --Hannah Arendt, On Revolution As a purely textual matter, the original Constitution's...	2021	Law Review	—	—
—	**392.** ON THE ROAD AGAIN: HOW MUCH MILEAGE IS LEFT ON THE PRIVILEGES OR IMMUNITIES CLAUSE AND HOW FAR WILL IT TRAVEL? 70 Fordham L. Rev. 187 , 253+ In 1999, the Supreme Court dusted off an old, neglected constitutional clause, kicked its tires, revved its engine and drove it onto the constitutional highway for the first time...	2001	Law Review	—	—
—	**393.** THE LIVING HAND OF THE PAST: HISTORY AND CONSTITUTIONAL JUSTICE 65 Fordham L. Rev. 1611 , 1626 I like much of what Jack Rakove has to say about fidelity to history, and I like his fine book, Original Meanings: Politics and Ideas in the Making of the Constitution, even...	1997	Law Review	—	—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
—	**394.** HOW JUDICIAL REVIEW CAN HELP EMPOWER PEOPLE TO VOTE WITH THEIR FEET 29 Geo. Mason L. Rev. 509 , 535+ Abstract. For decades, critics of judicial review have argued that it inhibits the "will of the people," expressed through laws and regulations enacted by democratically elected...	2022	Law Review	—	—
—	**395.** IT'S SAENZ: FOLLOWING JUSTICE THOMAS'S TEACHING ON THE PUBLIC-RIGHTS EXCEPTION, FROM NON-ARTICLE III ADJUDICATION TO THE FOURTEENTH AMENDMENT'S PRIVILEGES OR IMMUNITIES CLAUSE 26 Geo. Mason L. Rev. 839 , 860+ According to the Supreme Court, three situations justify adjudication in administrative agencies or in non-Article III courts: courts-martial, territorial courts, and cases...	2019	Law Review	—	—
—	**396.** THE NONRESIDENT REAL ESTATE WITHHOLDING: AN EXIT TAX IN DISGUISE? 26 Geo. Mason L. Rev. 549 , 550+ You and your spouse both recently turned sixty-six years old. After living in the same home and working the same job for over thirty years, you are ready to retire and move to a...	2018	Law Review	—	—
—	**397.** PROFILES IN TERROR: A LEGAL FRAMEWORK FOR THE BEHAVIORAL PROFILING PARADIGM 17 Geo. Mason L. Rev. 423 , 481 You're at an airport, standing in line to go through security. You're sweating, having rushed from the curb with bulky suitcases, gripping a ziplock bag in one hand and your shoes...	2010	Law Review	—	—
—	**398.** CONSTITUTIONAL INTENT AND INTERPRETATION: A RESPONSE TO BLACK'S VIEW OF CONSTITUTIONAL RIGHTS 11 Geo. Mason U. Civ. Rts. L.J. 225 , 261 "The foundations of American human-rights law are in bad shape. They creak, they groan for rebuilding." With these words, Charles Black justifies his effort to promote a new...	2001	Law Review	—	—
—	**399.** SAENZ V. ROE: THE COURT BREATHES NEW LIFE INTO THE PRIVILEGES OR IMMUNITIES CLAUSE MORE THAN A CENTURY AFTER ITS "SLAUGHTER" 10 Geo. Mason U. Civ. Rts. L.J. 439 , 463+ If you find yourself arguing before the Supreme Court anytime soon on an equal protection or due process issue, you may want to add the newly awakened Privileges or Immunities...	2000	Law Review	—	—

 © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
—	**400.** WATERS v. BARRY: JUVENILE CURFEWS - THE D.C. COUNCIL'S "QUICK FIX" FOR THE DRUG CRISIS 1 Geo. Mason U. Civ. Rts. L.J. 313 , 341 The Washington, D.C. City Council passed the Temporary Curfew Emergency Act of 1989 in response to record-breaking, drug-related increases in the homicide rate during the past...	1990	Law Review	—	—
—	**401.** CHALLENGES TO INCLUSION ON THE "NO-FLY LIST" SHOULD FLY IN DISTRICT COURT: CONSIDERING THE JURISDICTIONAL IMPLICATIONS OF ADMINISTRATIVE AGENCY STRUCTURE 77 Geo. Wash. L. Rev. 1015 , 1032 Alex Harris likes to travel with his family. In fact, Alex's family, who live in New York City, recently took a trip to London. Upon their return to John F. Kennedy International...	2009	Law Review	—	—
—	**402.** THE ESSENCE OF MARRIAGE Legally Wed-Same-Sex Marriage and the Constitution by Mark Strasser Ithaca, N.Y.: Cornell University Press 1997. Pp. 241. 66 Geo. Wash. L. Rev. 195 , 233 I am marriage. I am an institution born of two very different "parents": one secular and legal, the other religious and moral. Like each of you, I have passed through various...	1997	Law Review	—	—
—	**403.** NOT IN ANYONE'S BACKYARD: ENDING THE "CONTEST OF NONRESPONSIBILITY" AND IMPLEMENTING LONG-TERM SOLUTIONS TO HOMELESSNESS 2 Geo. J. on Fighting Poverty 163 , 208+ Over twenty-five years ago, Connecticut attempted to force indigents to relocate to other states by enacting legislation that denied the poor any welfare benefits during their...	1995	Law Review	—	—
—	**404.** SELECTIVE INCORPORATION: REVISITED 71 Geo. L.J. 253 , 338 In June 1960 Justice Brennan's separate opinion in Ohio ex rel. Eaton v. Price set forth what came to be the doctrinal foundation of the Warren Court's criminal procedure...	1982	Law Review	—	—
—	**405.** "158-COUNTY BANISHMENT" IN GEORGIA: CONSTITUTIONAL IMPLICATIONS UNDER THE STATE CONSTITUTION AND THE FEDERAL RIGHT TO TRAVEL 36 Ga. L. Rev. 1083 , 1108 Paul Demetrius grew up in a nice neighborhood, had good parents, six siblings, and was generally a well-spoken and intelligent individual. He performed fairly well in school until...	2002	Law Review	—	—
—	**406.** FEDERALISM AND RIGHTS 19 Ga. L. Rev. 917 , 980 Federalism seeks to maintain political decentralization and social diversity while simultaneously promoting national measures to meet national needs and prevent localized...	1985	Law Review	—	—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
—	**407.** **TRUTH OR CONSEQUENCES: THE JURISPRUDENTIAL ERRORS OF THE MILITANT FAR-RIGHT** 32 Gonz. L. Rev. 593 , 620+ I. Introduction. 594 II. A Story. 595 III. The Role of Truth. 596 IV. The Jurisprudential Errors of the Militant Far-Right. 599 A. The Nature and Function of the Common Law. 600 ...	1997	Law Review	—	—
—	**408.** **THE DURATIONAL RESIDENCY REQUIREMENT: MINNESOTA'S UNCONSTITUTIONAL APPROACH TO WELFARE REFORM** 19 Hamline J. Pub. L. & Pol'y 529 , 552 April 30, 1997, was a good day for Minnesota lawmakers. Legislators and agency heads surrounded Governor Arne Carlson as he endorsed Minnesota's landmark welfare reform bill. ...	1998	Law Review	—	—
—	**409.** **BAKER v. NELSON REVISITED: IS SAME-SEX MARRIAGE COMING TO MINNESOTA?** 28 Hamline L. Rev. 425 , 464 C1-3TABLE OF CONTENTS I. INTRODUCTION 426 II. BACKGROUND 428 A. SAME-SEX MARRIAGE JURISPRUDENCE 428 B. FEDERAL SUBSTANTIVE DUE PROCESS JURISPRUDENCE 431 C....	2005	Law Review	—	—
—	**410.** **RECONSTRUCTION, DECONSTRUCTION AND LEGISLATIVE RESPONSE: THE 1988 SUPREME COURT TERM AND THE CIVIL RIGHTS ACT OF 1990** 25 Harv. C.R.-C.L. L. Rev. 475 , 590 I. The First Reconstruction A. Federal Enforcement of Civil Rights B. Retreat from Federal Enforcement: Federal Indifference and States' Rights II. The Second Reconstruction A. The...	1990	Law Review	—	—
—	**411.** **CURTISS-WRIGHT COMES HOME: EXECUTIVE POWER AND NATIONAL SECURITY SECRECY** 21 Harv. C.R.-C.L. L. Rev. 349 , 408 Collectively we face no greater challenge than maintaining sensible perspectives on national security issues. Central to this task is the need to achieve a tolerable balance...	1986	Law Review	—	—
—	**412.** **AN ARGUMENT FOR FEDERAL PROTECTION AGAINST RACIALLY MOTIVATED CRIMES: 18 U.S.C. S 241 AND THE THIRTEENTH AMENDMENT** 21 Harv. C.R.-C.L. L. Rev. 689 , 737 On April 19, 1980 three white male members of the Justice Knights of the Ku Klux Klan decided to burn crosses in one of Chattanooga, Tennessee's predominantly black neighborhoods....	1986	Law Review	—	—
—	**413.** **THE FOURTEENTH AMENDMENT PRIVILEGES OR IMMUNITIES CLAUSE** 12 Harv. J.L. & Pub. Pol'y 43 , 52 The Privileges or Immunities Clause of the Fourteenth Amendment provides that "[n]o State shall make or enforce any law which shall abridge the privileges or immunities of...	1989	Law Review	—	—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
—	**414.** NO MIGRATION WITHOUT TAXATION: STATE EXIT TAXES 60 Harv. J. on Legis. 55 , 100 The movement of people and the movement of money are often discrete. As such, governments can address the effects of each separately. Because residence provides a general...	2023	Law Review	—	—
—	**415.** AN INTERSTATE PROCESS PERSPECTIVE ON POLITICAL GERRYMANDERING 119 Harv. L. Rev. 1576 , 1597 Perhaps more so than ever before, Congress is the product of political gerrymandering. Redistricting software has advanced to a breathtaking level of scientific precision, and...	2006	Law Review	—	—
—	**416.** 3. SEARCH AND SEIZURE-AUTOMOBILE EXCEPTION-SEARCH OF PASSENGERS' BELONGINGS. 113 Harv. L. Rev. 255 , 265+ The right to interstate travel is 'a virtually unconditional personal right.' It 'occupies a position fundamental to the concept of our Federal Union,' and although the Supreme...	1999	Law Review	—	—
—	**417.** CONSTITUTIONAL INNOCENCE 112 Harv. L. Rev. 828 , 902 I. Constitutional Innocence--An Introduction. 829 II. Constitutional Innocence Amidst Strict Liability. 838 1. Strict Liability--In General.. 838 2. Strict Liability--The...	1999	Law Review	—	—
—	**418.** MEMBERSHIP HAS ITS PRIVILEGES AND IMMUNITIES: CONGRESSIONAL POWER TO DEFINE AND ENFORCE THE RIGHTS OF NATIONAL CITIZENSHIP 102 Harv. L. Rev. 1925 , 1935+ The belief that certain rights are necessary attributes of an individual's membership in a political community is deeply rooted in our political tradition. 'The power of...	1989	Law Review	—	—
—	**419.** 93 Harv. L. Rev. 1585 93 Harv. L. Rev. 1585 , 1594 In Shapiro v. Thompson, a landmark right-to-travel decision, the Supreme Court struck down state statutes that conditioned receipt of welfare on one year of residence in the state....	1980	Law Review	—	—
—	**420.** II. SOURCES OF CONSTITUTIONAL PROTECTION FOR FAMILY RIGHTS 93 Harv. L. Rev. 1161 , 1197 The Supreme Court's constitutional decisions in the field of family law have been the occasion of a great deal of controversy among individual Justices and scholars. The Court has...	1980	Law Review	—	—
—	**421.** II. THE BACKGROUND OF SECTION 1983 90 Harv. L. Rev. 1137 , 1190 In its modern interpretation of section 1983, the Supreme Court has, to a considerable extent, purported to rely upon the legislative history of the statute. The seminal decision...	1977	Law Review	—	—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
—	**422.** 89 Harv. L. Rev. 87 89 Harv. L. Rev. 87 , 95 In 1969 the Supreme Court held in Shapiro v. Thompson that state durational residency requirements for receipt of welfare benefits violated the equal protection clause by...	1975	Law Review	—	—
—	**423.** 2. DURATIONAL RESIDENCY REQUIREMENTS FOR HEALTH CARE FOR INDIGENTS 88 Harv. L. Rev. 112 , 119 The right of citizens to travel interstate has been recognized as a necessary implication of the federal system since the middle of the nineteenth century. In the cases which...	1974	Law Review	—	—
—	**424.** 2. DETERMINATION OF ELIGIBILITY FOR RESIDENT TUITION RATES AT STATE UNIVERSITIES. 87 Harv. L. Rev. 67 , 72+ In Vlandis v. Kline the Court struck down a durational residence requirement conditioning eligibility for "instate" university tuition rates on prior state citizenship. In May...	1973	Law Review	—	—
—	**425.** F. SEARCH AND SEIZURE 1. GOVERNMENT POWER TO SEARCH VEHICLES IN BORDER AREAS. 87 Harv. L. Rev. 196 , 204 Roving units of the United States Border Patrol have routinely stopped and searched automobiles in areas near borders as part of a program for finding aliens who have illegally...	1973	Law Review	—	—
—	**426.** 1. DURATIONAL RESIDENCY REQUIREMENTS FOR VOTING 86 Harv. L. Rev. 104 , 115+ In Dunn v. Blumstein, the Supreme Court abolished Tennessee's durational residency requirements for voter registration as violative of the equal protection clause. Tennessee had...	1972	Law Review	—	—
—	**427.** NONUNANIMOUS JURY VERDICTS 86 Harv. L. Rev. 148 , 156 In two cases last term a closely divided Court sustained the constitutionality of nonunanimous jury verdicts in state criminal trials. In Johnson v. Louisiana, the Court held that...	1972	Law Review	—	—
—	**428.** 3. FEDERAL REMEDY TO REDRESS PRIVATE DEPRIVATIONS OF CIVIL RIGHTS. 85 Harv. L. Rev. 95 , 104 In Griffin v. Breckenridge the Supreme Court significantly expanded the range of federal civil remedies available to victims of private discrimination. The Court upheld a complaint...	1971	Law Review	—	—
—	**429.** LEGAL ANALYSIS AND POPULATION CONTROL: THE PROBLEM OF COERCION 84 Harv. L. Rev. 1856 , 1911 Population has grown into a major public issue. A recent Gallup poll indicated significant interest in restraining population growth. The population explosion has become a concern...	1971	Law Review	—	—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
—	**430. LANDLORD AND TENANT - EVICTION - PUBLIC POLICY AND CONGRESSIONAL PURPOSE TO ENSURE DECENT HOUSING CONDITIONS REQUIRE CONSTRUCTION OF SUMMARY EVICTION STATUTE TO PROHIBIT EVICTION IN RETALIATION FOR TENANT'S REPORTS OF HO** 82 Harv. L. Rev. 932 , 938 Mrs. Yvonne Edwards, a month to month tenant in a single-family house in the District of Columbia, complained to the Department of Licenses and Inspections about the condition of...	1969	Law Review	—	—
—	**431. CONSTITUTIONAL LAW - COMMERCE CLAUSE - STATUTE REQUIRING SELLERS OF MILK TO THE STATE TO PURCHASE EQUIVALENT AMOUNT OF MILK FROM DOMESTIC PRODUCERS DOES NOT DISCRIMINATE AGAINST INTERSTATE COMMERCE. Garden State Dairies,** 80 Harv. L. Rev. 1357 , 1361 Two New Jersey statutes require milk dealers who wish to bid on contracts to supply fresh milk to the state or to any of its subdivisions to certify that they have purchased during...	1967	Law Review	—	—
—	**432. 2. INTERPRETATION OF FEDERAL CIVIL RIGHTS STATUTES.** 80 Harv. L. Rev. 154 , 160 In United States v. Price and United States v. Guest the Court significantly extended the coverage of the Reconstruction civil rights statutes and invited congressional legislation...	1966	Law Review	—	—
—	**433. 2. MAINTAINING RACIAL SEGREGATION THROUGH STATE CRIMINAL TRESPASS PROSECUTION.** 78 Harv. L. Rev. 233 , 237 This Term, shortly before Congress passed the Civil Rights Act of 1964 banning racial discrimination in many areas of public accommodations, the Supreme Court was again presented...	1964	Law Review	—	—
—	**434. CONSTITUTIONAL LAW - INTERSTATE COMMERCE - PARDON CONDITIONAL ON AGREEMENT TO LEAVE STATE IS NOT UNCONSTITUTIONAL. Mansell v. Turner (Utah 1963).** 77 Harv. L. Rev. 1138 , 1142 The petitioner, a convicted burglar, was offered a termination of sentence by the Utah Board of Pardons on the condition that he leave the state and never return. He accepted, but...	1964	Law Review	—	—
—	**435. STRIKES - REPLACEMENTS - NEW JERSEY STATUTE PROHIBITS IMPORTATION OF REPLACEMENTS FOR STRIKERS, OR RECRUITMENT OF REPLACEMENTS BY PERSONS NOT INVOLVED IN THE STRIKE.** 77 Harv. L. Rev. 377 , 381 N.J. Rev. Stat. §§ 34:13C-1 to -6 (Supp. 1960). One of the weapons available to an employer facing an "economic" strike is that of hiring permanent replacements for striking...	1963	Law Review	—	—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
—	**436. LEGISLATIVE APPORTIONMENT AND THE FEDERAL COURTS** 71 Harv. L. Rev. 1057 , 1098 The author urges Supreme Court action as the only effective means to correct the growing evil of inequitably apportioned legislative districts. Arguing that there exists a federal...	1958	Law Review	—	—
—	**437. ALIENS - DEPORTATION - WHAT CONSTITUTES REASONABLE RESTRICTIONS ON CONDUCT UNDER S 242(D) OF IMMIGRATION AND NATIONALITY ACT, AUTHORIZING SUPERVISION OF ALIENS AWAITING DEPORTATION.** 70 Harv. L. Rev. 718 , 720 The plaintiff, an alien against whom a final order of deportation had been issued, sued to set aside and enjoin enforcement of an order of supervision issued by the defendant, the...	1957	Law Review	—	—
—	**438. GROSS RECEIPTS TAXES ON INTERSTATE TRANSPORTATION AND COMMUNICATION** 57 Harv. L. Rev. 40 , 95 THE Biblical warning against placing new wine in old wineskins was not heeded by Mr. Justice Stone in 1938 when he poured his new commerce clause wine into the venerable decisions...	1943	Law Review	—	—
—	**439. INTERSTATE COMMERCE - POWER OF STATES - STATUTE PROHIBITING TRANSPORTATION INTO STATE OF NON-RESIDENT INDIGENTS HELD UNCONSTITUTIONAL BURDEN ON INTERSTATE COMMERCE** 55 Harv. L. Rev. 873 , 874+ A California statute made it a misdemeanor to bring or assist in bringing into the state any non-resident indigent person, with knowledge of his indigence. Cal. Welfare &...	1942	Law Review	—	—
—	**440. STATE TAXATION IN A NATIONAL ECONOMY** 54 Harv. L. Rev. 949 , 976 CONFLICT between the taxing powers and revenue needs of the states and the requirements of a unified, national economy seems inherent in the federal system. This clash emerged...	1941	Law Review	—	—
—	**441. DEPRESSION MIGRANTS AND THE STATES** 53 Harv. L. Rev. 1031 , 1039+ Population mobility has always been an American characteristic. And in the last ten years a combination of circumstances, prominent among which have been economic depression and...	1940	Law Review	—	—
—	**442. THE SALES TAX IN INTERSTATE COMMERCE** 52 Harv. L. Rev. 617 , 644 A NEW approach to state taxation of interstate commerce appears to be the guiding principle in four opinions written during the last year by the Supreme Court. While the decision...	1939	Law Review	—	—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
—	**443.** THE "PRIVILEGES OR IMMUNITIES" CLAUSE OF THE FOURTEENTH AMENDMENT: COLGATE V. HARVEY 49 Harv. L. Rev. 935 , 940+ The recent decision of the Supreme Court in Colgate v. Harvey presents the unprecedented phenomenon of a violation of the privileges or immunities clause of the Fourteenth...	1936	Law Review	—	—
—	**444.** MOVEMENT IN SUPREME COURT ADJUDICATION - A STUDY OF MODIFIED AND OVERRULED DECISIONS 46 Harv. L. Rev. 593 , 637 BESIDES the Due Process Clauses, another clause which is of first-rate economic significance and whose meaning appears to have been developed by the exercise of practical judgment...	1933	Law Review	—	—
—	**445.** CONSTITUTIONAL LAW - PRIVILEGES AND IMMUNITIES - RIGHT TO RESIDE PEACEFULLY IN A STATE 34 Harv. L. Rev. 554 , 554 Defendants were indicted in the federal district court for Arizona, under Section 19 of the Criminal Code, which provides for the punishment of any conspiracy to deprive a citizen...	1921	Law Review	—	—
—	**446.** THE TAXATION OF FOREIGN CORPORATIONS 17 Harv. L. Rev. 248 , 265 THE jurisdiction of a state to levy taxes, like jurisdiction in general, depends in the last analysis on power. A state may lay a tax on anything from which it has power to exact...	1904	Law Review	—	—
—	**447.** THE ORIGIN OF THE RIGHT TO ENGAGE IN INTERSTATE COMMERCE 17 Harv. L. Rev. 20 , 40+ THE provision of the Constitution which compels the courts to distinguish between interstate commerce and that commerce which is domestic within each state, presents the problem of...	1903	Law Review	—	—
—	**448.** LIMITATIONS IMPOSED BY THE FEDERAL CONSTITUTION ON THE RIGHT OF THE STATES TO ENACT QUARANTINE LAWS 2 Harv. L. Rev. 293 , 315 HAVING considered the meaning of the term "regulation of commerce," and the test to be applied in order to determine whether a law is such a regulation, let us now inquire...	1889	Law Review	—	—
—	**449.** SOMETHING TO (LEX LOCI) CELEBRATIONIS?: FEDERAL MARRIAGE BENEFITS FOLLOWING UNITED STATES V. WINDSOR 41 Hastings Const. L.Q. 41 , 70 The critical issue the Defense of Marriage Act ("DOMA") resolves is: who decides? Who decides whether, when, and to what extent same-sex marriages created in one American state...	2013	Law Review	—	—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
—	**450. PRIVILEGES OR IMMUNITIES: THE MISSING LINK IN ESTABLISHING CONGRESSIONAL POWER TO ABROGATE STATE ELEVENTH AMENDMENT IMMUNITY** 28 Hastings Const. L.Q. 235 , 304+ When Congress acts pursuant to its legitimate authority to establish rights, privileges or immunities for United States citizens, no state should be allowed to abridge those...	2001	Law Review	—	—
—	**451. STATE IMMIGRATION LAWS AND FEDERAL SUPREMACY** 22 Hastings Const. L.Q. 939 , 1018 C1-3Table of Contents I. The Development of Alien and Immigration Laws in the United States. 950 A. Give Me Your Tired and Poor, Your Huddled Masses Yearning to Breathe Free....	1995	Law Review	—	—
—	**452. THE FIRST AMENDMENT RIGHT TO PETITION GOVERNMENT FOR A REDRESS OF GRIEVANCES: CUT FROM A DIFFERENT CLOTH** 21 Hastings Const. L.Q. 15 , 69 C1-3Table of Contents Introduction 16 I. Evolution of Petitioning From Tolerated Practice to Individual Right. 19 A. Emergence of Petitioning in England. 22 B. Establishment of...	1993	Law Review	—	—
—	**453. SLAUGHTER-HOUSE FIVE: VIEWS OF THE CASE** 55 Hastings L.J. 333 , 398+ Because I believe that the demise of the Privileges or Immunities Clause has contributed in no small part to the current disarray of our Fourteenth Amendment jurisprudence, I would...	2003	Law Review	—	—
—	**454. FEDERALISM AND THE REHNQUIST COURT** 53 Hastings L.J. 431 , 518 Little more than a year before William Rehnquist became Chief Justice, the Supreme Court decided Garcia v. San Antonio Metropolitan Transit Authority, in which the Court appeared...	2002	Law Review	—	—
—	**455. AN EXTENDED PRESENCE, INTERSTATE STYLE: FIRST NOTES ON A THEME FROM SAENZ** 30 Hofstra L. Rev. 1133 , 1241+ "[P]roperty will [not] be subjected to double or treble taxation. Each state will tax only the capital really employed in it . . . ." Contents I. Founder-State Trusts. 1134 II....	2002	Law Review	—	—
—	**456. A TOSS OF THE DICE . . . THE GAMBLE WITH POST-DIVORCE RELOCATION LAWS** 18 Hofstra L. Rev. 127 , 156 In recent years, the increased mobility of American society has generated a remarkable change in the law governing interstate child custody determinations. Traditional state...	1989	Law Review	—	—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
—	**457.** THE USE AND MISUSE OF COMPARATIVE CONSTITUTIONAL LAW 13 Ind. J. Global Legal Stud. 37 , 76 This article examines the extent and nature of the use of foreign law in constitutional adjudication in common law systems outside the United States, with special reference to...	2006	Law Review	—	—
—	**458.** WHAT IF SLAUGHTER-HOUSE HAD BEEN DECIDED DIFFERENTLY? 45 Ind. L. Rev. 61 , 88+ "[W]hy are you asking us to overrule 150, 140 years of prior law . . . when you can reach your result under substantive due [process] . . . unless [you are] bucking for a	2011	Law Review	—	—
—	**459.** RETROACTIVE TAXATION, UNFUNDED PENSIONS, AND SHADOW BANKRUPTCIES 102 Iowa L. Rev. 559 , 604+ ABSTRACT: Academics and journalists criticize politicians for the dismal financial situations of many state and local jurisdictions. And certainly, politicians routinely make...	2017	Law Review	—	—
—	**460.** CONSTITUTIONAL COLLECTIVISM AND EX-OFFENDER RESIDENCE EXCLUSION LAWS 92 Iowa L. Rev. 1 , 40 I. Introduction. 2 II. Fear and Loathing (in One's Own Backyard). 5 III. The Current Judicial Terrain and Its Consequences. 13 A. Doe v. Miller. 13 B. The National Consequences...	2006	Law Review	—	—
—	**461.** TRAVELING TOO FAR: WHEN STATE ABORTION LAWS VIOLATE THE FUNDAMENTAL RIGHT TO TRAVEL 16 J. Marshall L.J. 244 , 263+ INTRODUCTION I. DOBBS V. JACKSON WOMEN'S HEALTH ORG AND ITS EFFECT ON CURRENT ABORTION LAWS II. THE TEXAS HEARTBEAT ACT AND OTHER SIMILARLY WORDED STATUTES III. PRIVILEGES OR...	2023	Law Review	—	—
—	**462.** PHOTO ENFORCEMENT PROGRAMS: ARE THEY PERMISSIBLE UNDER THE UNITED STATES CONSTITUTION? 43 J. Marshall L. Rev. 463 , 489+ "BIG BROTHER IS WATCHING YOU" . . . sort of. After all, this is the United States, not Nazi Germany, the Soviet Union, or Oceania, the fictional world created by George Orwell...	2010	Law Review	—	—
—	**463.** NOMADIC NOTARIES 32 J. Marshall L. Rev. 985 , 1001 "Residents Only!" With or without the exclamation point, the message is clear--limited access. Are such exclusionary restrictions enforceable? Courts have said that they are....	1999	Law Review	—	—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
—	**464.** AMERICAN AND AUSTRALIAN CONSTITUTIONS: CONTINUING ADVENTURES IN COMPARATIVE CONSTITUTIONAL LAW 30 J. Marshall L. Rev. 627 , 698+ The chief virtue of a comparative study . . . is [not] . . . in generalisations that emerge from it, but in the deeper insight that it offers [all participants] into their own...	1997	Law Review	—	—
—	**465.** "FLY THE FRIENDLY SKIES": HOW IMPLEMENTING A PRIVATE SECURITY SYSTEM CAN IMPROVE THE SAFETY OF THE NATION AND AN INDUSTRY 82 J. Air L. & Com. 399 , 430 C1-2TABLE OF CONTENTS I. "IT'S TIME TO FLY": INTRODUCTION. 400 II. THE "WINGS OF MAN": HISTORICAL BACKGROUND OF PAST AND CURRENT SAFETY PROGRAMS. 402 A. "One Mission....	2017	Law Review	—	—
—	**466.** FREEDOM TO FLY: AN ANALYSIS OF THE CONSTITUTIONAL RIGHT TO AIR TRAVEL 80 J. Air L. & Com. 719 , 721+ I. EVOLUTION OF THE RIGHT TO TRAVEL. 721 A. The Right to Travel. 721 B. No Right to the Most Convenient Form of Travel. 723 C. Right to International Travel. 725 D. Right...	2015	Law Review	—	—
—	**467.** ALL THE (AIR) RAGE: LEGAL IMPLICATIONS SURROUNDING AIRLINE AND GOVERNMENT BANS ON UNRULY PASSENGERS IN THE SKY 65 J. Air L. & Com. 857 , 890+ I. INTRODUCTION. 857 II. THE PROBLEM OF UNRULY PASSENGERS. 859 A. How Bad is the Problem?. 859 B. Reaction by the Airlines and the Federal Government. 861 III. THE CONSTUTIONAL...	2000	Law Review	—	—
—	**468.** AIRLINE TERRORISM: THE EFFECT OF TIGHTENED SECURITY ON THE RIGHT TO TRAVEL 63 J. Air L. & Com. 819 , 848 I. INTRODUCTION. 820 II. RESPONSE TO INCREASED TERRORIST THREATS TO AVIATION. 823 A. Historical Background. 823 1. International Response. 823 a. The Warsaw Convention....	1998	Law Review	—	—
—	**469.** YOU CAN'T GET THERE FROM HERE: TRAVEL RESTRICTIONS AND THE AIRLINES 58 J. Air L. & Com. 345 , 409+ IN THE MIDST of social, political, and economic upheaval around the world, governmentally imposed travel restrictions are rapidly being revised in many countries. The removal of...	1992	Law Review	—	—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
—	**470.** THE WRIGHT AMENDMENT: THE CONSTITUTIONALITY AND PROPRIETY OF THE RESTRICTIONS ON DALLAS LOVE FIELD 55 J. Air L. & Com. 1011 , 1074+ SOUTHWEST AIRLINES flies from Dallas Love Field to Albuquerque. It also flies from Albuquerque to Los Angeles. But if you tell a Southwest Airlines ticketing representative that...	1990	Law Review	—	—
—	**471.** THE RIGHT TO TRAVEL AND PRIVACY: INTERSECTING FUNDAMENTAL FREEDOMS 30 J. Marshall J. Info. Tech. & Privacy L. 639 , 643+ As a fundamental right inherent in American citizenship and the nature of the federal union, the right to travel in the United States is basic to American liberty. The right...	2014	Law Review	—	—
—	**472.** CONCURRENCY LAWS: WATER AS A LAND-USE REGULATION 21 J. Land Resources & Envtl. L. 435 , 460 With the power to zone land, state and local governments have historically exercised control over when and where development can take place. In cities and counties facing rapid...	2001	Law Review	—	—
—	**473.** ON THE CONSTITUTIONALITY OF HARD STATE BORDER CLOSURES IN RESPONSE TO THE COVID-19 PANDEMIC 35 J.L. & Health 1 , 85+ I investigate the constitutionality of hard state border closures in the United States as a prophylactic response to a pandemic. This type of border closure prevents people from...	2021	Law Review	—	—
—	**474.** RESTORING THE RIGHTS MULTIPLIER: THE RIGHT TO AN EDUCATION IN THE UNITED STATES 28 J.L. & Pol'y 395 , 444 In 1973 the U.S. Supreme Court ruled that education was not a fundamental right, leaving in place systems that continue today to perpetrate vast inequities among school districts. ...	2020	Law Review	—	—
—	**475.** AMERICAN COMMON MARKET REDUX 39 J.L. & Com. 131 , 155	2021	Law Review	—	—
—	**476.** CRIMINAL LAW'S UNFORTUNATE TRIUMPH OVER ADMINISTRATIVE LAW 7 J.L. Econ. & Pol'y 657 , 683+ Few topics find more unanimity across the ideological spectrum of criminal law scholars and Washington policy advocates interested in the criminal law than the conclusion that the...	2011	Law Review	—	—
—	**477.** UNCONSTITUTIONAL CONDITIONS QUESTIONS EVERYWHERE: THE IMPLICATIONS OF EXIT AND SORTING FOR CONSTITUTIONAL LAW AND THEORY 5 J. Legal Analysis 61 , 88 Unconstitutional conditions questions are supposed to be hard and rare. This article contends that, however hard, nearly every constitutional question can be converted into an...	2013	Law Review	—	—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
—	**478.** **STATE AND LOCAL TAXATION: WHEN WILL CONGRESS INTERVENE?** 23 J. Legis. 171 , 213 Our current system of fiscal federalism grants each of the fifty states plus the District of Columbia autonomy to design its own taxing system. Although this system has its...	1997	Law Review	—	—
—	**479.** **ANILCA UNDER ATTACK: WILL THE RIGHT TO TRAVEL WREAK HAVOC WITH SUBSISTENCE RIGHTS?** 9 J. Nat. Resources & Envtl. L. 167 , 187 It is unfortunate that the term "subsistence rights" was designated to describe the legal hunting and fishing rights of Alaska Native Americans. These "rights" entail more than...	1994	Law Review	—	—
—	**480.** **SEVERANCE TAXES AS AN OFFENSIVE WEAPON: THE FORBIDDING LEGACY OF WYOMING v. OKLAHOMA** 9 J. Nat. Resources & Envtl. L. 149 , 166 Recently, the contours of the coal market's reaction to the 1990 Clean Air Act have begun to form. Commentators knowledgeable of coal, utilities, rail service and law have been...	1994	Law Review	—	—
—	**481.** **BEFORE PRIVACY, POWER: THE STRUCTURAL CONSTITUTION AND THE CHALLENGE OF MASS SURVEILLANCE** 9 J. Nat'l Security L. & Pol'y 159 , 209+ The rich legal literature that has grown up to assess the constitutionality of bulk communications collection by the government has focused overwhelmingly-- and understandably--on...	2017	Law Review	—	—
—	**482.** **RE-READINGS AND MISREADINGS: SLAUGHTER-HOUSE, PRIVILEGES OR IMMUNITIES, AND SECTION FIVE ENFORCEMENT POWERS** 91 Ky. L.J. 67 , 77+ The Supreme Court has inspired mountains of commentary with recent decisions in two separate areas of Fourteenth Amendment jurisprudence. On the one hand, the Court has suggested...	2003	Law Review	—	—
—	**483.** **THE LIMITS OF STATE ACTIVITY IN THE INTERSTATE WATER MARKET** 21 Land & Water L. Rev. 357 , 380 In an effort to ensure future water supplies, many western states are becoming participants in the market for water. As market participants, states gain a proprietary interest in...	1986	Law Review	—	—
—	**484.** **"RATIONAL BASIS WITH A BITE": A RETREAT FROM THE CONSTITUTIONAL RIGHT TO TRAVEL** 18 Law & Ineq. 209 , 242+ In June 1966, Vivian Marie Thompson, a nineteen year old single mother of one child and pregnant with her second, moved from Dorchester, Massachusetts to Hartford, Connecticut. ...	2000	Law Review	—	—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
—	**485.** HAVE GUN-WILL TRAVEL? 83 Law & Contemp. Probs. 97 , 101+ This Article was submitted to Law & Contemporary Problems in December, 2019, before the Court had held oral arguments in New York Rifle. It was almost through the editorial process...	2020	Law Review	—	—
—	**486.** SALMON P. CHASE AND CONSTITUTIONAL POLITICS 22 Law & Soc. Inquiry 459 , 472+ Salmon P. Chase was a preeminent figure in mid-19th-century American public life. Abraham Lincoln, who emerged as a significant national figure only after his great debates with...	1997	Law Review	—	—
—	**487.** U.S. TERM LIMITS, INC. V. THORNTON: WHO ARE THE PEOPLE AND WHY DOES IT MATTER? 4 Liberty U. L. Rev. 173 , 210 The issue of who formed the Constitution-the people of the United States acting as one people group or as many distinct people groups-is an issue that directly affects the rights...	2009	Law Review	—	—
—	**488.** STATE TAXATION OF INTERSTATE COMMERCE: "IT IS A QUESTION OF POWER"' 42 La. L. Rev. 951 , 977 "Doctrinal dissarray"' has characterized adjudications of state taxes imposed upon interstate commerce. The disarray came to a happy end with Complete Auto Transit, Inc. v....	1982	Law Review	—	—
—	**489.** "SOMETHING THERE IS THAT DOESN'T LOVE A WALL:" A REFLECTION ON THE CONSTITUTIONAL VULNERABILITIES OF THE SOUTHWEST BORDER WALL 67 Loy. L. Rev. 13 , 60+	2020	Law Review	—	—
—	**490.** BANS BEYOND BORDERS: ENTRENCHING OUT-OF-STATE ABORTION BANS AND CALIFORNIA'S ATTEMPT TO SHIELD ITS MEDICAL PROVIDERS FROM LIABILITY 57 Loy. L.A. L. Rev. 83 , 130 Since the Dobbs v. Jackson Women's Health Organization opinion stripped U.S. citizens of the constitutional right to obtain pre-viability abortions, individual states have been...	2024	Law Review	—	—
—	**491.** CONSTITUTIONAL STRUCTURE, INSTITUTIONAL RELATIONSHIPS AND TEXT: REVISITING CHARLES BLACK'S WHITE LECTURES 54 Loy. L.A. L. Rev. 675 , 732+	2021	Law Review	—	—
—	**492.** NO DOGS ALLOWED: HAWAII'S QUARANTINE LAW VIOLATES THE RIGHTS OF PEOPLE WITH DISABILITIES 29 Loy. L.A. L. Rev. 145 , 202+ Stephanie is a visually-impaired Hawaii resident who has used a guide dog (seeing-eye dog) for several years. Her accounting firm temporarily transferred Stephanie, a CPA with...	1995	Law Review	—	—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
—	**493.** THE RESURGENCE OF DURATIONAL RESIDENCE REQUIREMENTS FOR THE RECEIPT OF WELFARE FUNDS 27 Loy. L.A. L. Rev. 305 , 355+ I. Introduction 306 II. The History of the Right to Travel 310 A. The Early Right to Travel 310 B. Shapiro v. Thompson and Durational Residence Requirements 312 ...	1993	Law Review	—	—
—	**494.** INTERNATIONAL SHOE GETS THE BOOT: BURNHAM v. SUPERIOR COURT RESURRECTS THE PHYSICAL POWER THEORY 24 Loy. L.A. L. Rev. 851 , 903 A court's assertion of jurisdiction must not deprive a defendant of life, liberty or property without due process of law. This idea has dominated the area of personal jurisdiction...	1991	Law Review	—	—
—	**495.** LOTTING LARGE: THE PHENOMENON OF MINIMUM LOT SIZE LAWS 68 Me. L. Rev. 1 , 43 Abstract I. Introduction II. The Phenomenon: Mandating Large Lots for Shrinking American Households A. American Exceptionalism B. The Harms of Lotting Large: Cost, Spillover,...	2016	Law Review	—	—
—	**496.** CONSTITUTION DAY LECTURE: AMERICAN CONSTITUTIONALISM, ALMOST (BUT NOT QUITE) VERSION 2.0 65 Me. L. Rev. 77 , 98 Introduction I. Why Might Other Nations Reject the U.S. Constitution as a Model? A. Common Divergences B. Has the U.S. Been Left Behind? C. Constitutionalism 1.8 II. What...	2012	Law Review	—	—
—	**497.** WISCONSIN, A CONSTITUTIONAL RIGHT TO INTRASTATE TRAVEL, AND ANTI-CRUISING ORDINANCES 78 Marq. L. Rev. 735 , 756+ Too many high school kids, it seems, are piling into their parents' cars (or their own cars, in cases of extraordinary good fortune) and driving up and down Main Street all...	1995	Law Review	—	—
—	**498.** BANS OFF OUR BORDERS: LESSONS FROM THE LAST INTERSTATE COMITY CRISIS AND WHAT IT CAN TEACH MARYLAND ABOUT DEFENDING ABORTION TRAVELERS 83 Md. L. Rev. Online 154 , 184+ The Supreme Court's ruling in Dobbs v. Jackson Women's Health Organization fulfilled a longtime conservative goal of overturning Roe v. Wade and its progeny, to the acclaim of...	2024	Law Review	—	—
—	**499.** LESSONS OF CHARLESTON HARBOR: THE RISE, FALL AND REVIVAL OF PRO-SLAVERY FEDERALISM 36 McGeorge L. Rev. 569 , 626+ I. Introduction. 570 A. Sovereignty and Federalism. 572 B. Introduction to Charleston. 577 II. Constitutional Crises Surrounding Charleston Harbor. 578 A. Seamen and Slaves....	2005	Law Review	—	—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Title	Date	Type	Depth	Headnote(s)
—	**500.** **An Intellectual History of Freedom of Movement in International Law: The Right to Leave as a Personal Liberty** 12 Melb. J. Int'l L. 27 , 56 The history of freedom of movement has been framed most commonly as a narrative about the rights of individuals to enter another country or, viewed the other way around, as a story...	2011	Law Review	—	—

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Table of Authorities (12)

Treatment	Referenced Title	Type	Depth	Quoted	Page Number
Cited	**1.** **Anderson v. Wanzer** 5 Howard 587, Miss.Err. & App., 1841 Where garnishees are partners, the answer of one, admitting indebtedness, is sufficient to authorize judgment against his co-defendants. When the debt due by the garnishees is not...	Case			2
Discussed	**2.** **Brown v. State of Maryland** 1827 WL 3065, U.S.Md., 1827 ERROR to the Court of Appeals of Maryland. This was an indictment in the City Court of Baltimore, against the plaintiffs in error, upon the second section of an act of the...	Case			2+
Cited	**3.** **Gibbons v. Ogden** 1824 WL 2697, U.S.N.Y., 1824 The acts of the Legislature of the State of New-York, granting to Robert R. Livingston and Robert Fulton the exclusive navigation of all the waters within the jurisdiction of that...	Case			3+
Cited	**4.** **Gilman v. City of Philadelphia** 1865 WL 10773, U.S.Pa., 1865 THE Constitution gives to Congress power to 'regulate commerce between the States;' and this case was one relating to the respective jurisdiction of a State and of the United...	Case			6
Cited	**5.** **M'Culloch v. State** 1819 WL 2135, U.S.Md., 1819 United States Bank.—Implied power.—Taxing power. Congress has power to incorporate a bank. The government of the Union is a government of the people; it emanates from them; its...	Case			3+
Cited	**6.** **Mayor, Aldermen and Commonalty of City of New York v. Miln** 1837 WL 3554, U.S.N.Y., 1837 The act of the legislature of New York provides, in the first section, that the master of any ship or vessel arriving in the port of New York from any country of the United States,...	Case			2+
Cited	**7.** **Merrill v. Moore** 7 Howard 271, Miss.Err. & App., 1843 The act of the legislature, which allows the administrator, as compensation for administering the estate, a certain per centage on the "appraised value," was intended to embrace...	Case			4

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Treatment	Referenced Title	Type	Depth	Quoted	Page Number
Cited	**8. People of New York ex rel. Bank of Commerce v. Commissioners of Taxes for City and County of New York** 1862 WL 6732, U.S.N.Y., 1862 Error to the Court of Appeals for the State of New York. The Bank of Commerce, a corporation in the City of New York, rendered its statement, according to law, to the Tax...	Case			9
Cited	**9. Thiessen v. Riggs** 46 P. 829, Idaho, 1896 Appeal from district court, Nez Perces county; W. G. Piper, Judge. Action by J. D. C. Thiessen against Clifford Riggs and Henry Riggs, partners. Judgment for plaintiff, and...	Case			3
Cited	**10. Townsend v. Blewett** 5 Howard 503, Miss.Err. & App., 1841 It seems that proof of the legal existence of a franchise and possession is sufficient to enable a party to maintain an action for its disturbance. In an action on the case for the...	Case			3
Cited	**11. Weston v. City Council of Charleston** 1829 WL 3180, U.S.S.C., 1829 THIS was a writ of error to the constitutional court of South Carolina. On the 20th of February 1823, the city council of Charleston passed ‘an ordinance to raise supplies for the...	Case			9
Mentioned	**12. Willson v. Black-Bird Creek Marsh Co.** 1829 WL 3183, U.S.Del., 1829 This Court has frequently decided, that to sustain its jurisdiction in appeals and writs of error, it is not necessary to state, in terms, upon the record, that the constitution,...	Case			3

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.

Filings

There are no Filings for this citation.

WESTLAW © 2024 Thomson Reuters. No claim to original U.S. Government Works.